

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JUSTIN PULLIAM,

Plaintiff,

v.

Civil Action No. 4:22-cv-4210

COUNTY OF FORT BEND, TEXAS;
SHERIFF ERIC FAGAN, in his individual
capacity; OFFICER ROBERT
HARTFIELD, in his individual capacity;
OFFICER JONATHAN GARCIA, in his
individual capacity; OFFICER TAYLOR
ROLLINS, in his individual capacity; and
OFFICER RICKY RODRIGUEZ, in his
individual capacity,

Defendants.

**APPENDIX TO PLAINTIFF'S REPLY IN SUPPORT OF MOTION FOR
PARTIAL SUMMARY JUDGMENT**

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**PLAINTIFF’S REPLY IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT**

Pulliam v. County of Fort Bend, Texas, et al.

Case No. 4:22-cv-4210

EXHIBIT A

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

JUSTIN PULLIAM,

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Civil Action No. 4:22-cv-4210

COUNTY OF FORT BEND, TEXAS;
SHERIFF ERIC FAGAN, in his individual
capacity; OFFICER ROBERT
HARTFIELD, in his individual capacity;
OFFICER JONATHAN GARCIA, in his
individual capacity; OFFICER TAYLOR
ROLLINS, in his individual capacity; and
OFFICER RICKY RODRIGUEZ, in his
individual capacity,

Defendants.

**DECLARATION OF CHRISTEN MASON HEBERT IN SUPPORT OF
PLAINTIFF'S SUMMARY-JUDGMENT REPLY**

I, Christen Mason Hebert, declare and state as follows:

1. I am a citizen of the United States and a resident of Texas. I am over eighteen years of age and competent to make this declaration. I knowingly and voluntarily submit this declaration in support of Plaintiff's Reply in Support of Motion for Partial Summary Judgment based on my personal knowledge of these facts, and I would competently testify to them under oath.

2. I am an attorney with the Institute for Justice, which represents Plaintiff Justin Pulliam in this action.

3. Exhibit B to Plaintiff's Reply in Support of Motion for Partial Summary

Judgment is a true, correct, and complete copy of the deposition of Detective Travis James.

4. Exhibit C to Plaintiff's Reply in Support of Motion for Partial Summary Judgment is a true, correct, and complete copy of the FBCSO Offense Report for Case 21-50633.

5. Exhibit D to Plaintiff's Reply in Support of Motion for Partial Summary Judgment is a true, correct, and complete copy of The State of Texas vs Justin Reid Pulliam Indictment.

I declare under penalty of perjury that the foregoing is true and correct and of my own knowledge.

DATED and SIGNED this 3rd day of November, 2023.


Christen Mason Hebert

**PLAINTIFF’S REPLY IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT**

Pulliam v. County of Fort Bend, Texas, et al.

Case No. 4:22-cv-4210

EXHIBIT B

Travis James

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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

JUSTIN PULLIAM,
Plaintiff,

v. Civil Action No. 4:22-cv-4210

COUNTY OF FORT BEND, TEXAS;

SHERIFF ERIC FAGAN, in his

Individual capacity; OFFICER ROBERT

HARTFIELD, in his individual capacity;

OFFICER JONATHAN GARCIA, in his

Individual capacity; OFFICER TAYLOR

ROLLINS, in his individual capacity;

And OFFICER RICKY RODRIGUEZ, in

His individual capacity,

Defendants.

ORAL DEPOSITION

OF

DETECTIVE TRAVIS JAMES

Taken via remote videoconference

August 30, 2023

9:05 a.m.

Travis James

1 APPEARANCES:

2 FOR PLAINTIFFS (all via Zoom):

3 INSTITUTE FOR JUSTICE
816 Congress Ave., Suite 960
4 Austin, TX 78701
By: Christen Mason Hebert
5 CHebert@IJ.org
Jeff Rows
6 JRows@IJ.org

7 FOR DEFENDANTS:

8 Kevin Hedges
Assistant County Attorney
9 Litigation Division
401 Jackson Street
10 3rd Floor
Richmond, TX 77469
11 Kevin.Hedges@FBCtx.gov

12

13 ALSO PRESENT: Molly Hanis

14 REPORTED BY: Sarah B. Townsley, CSR, CRR, RPR

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Travis James

1 STIPULATIONS

2 IT IS HEREBY STIPULATED BY AND BETWEEN COUNSEL FOR
3 THE PARTIES HEREIN THAT THE ORAL DEPOSITION OF DETECTIVE
4 TRAVIS JAMES WAS TAKEN BEFORE SARAH B. TOWNSLEY, CRR,
5 CCR, CSR, RPR, CERTIFIED REALTIME REPORTER IN AND FOR
6 THE STATES OF TEXAS AND LOUISIANA, PURSUANT TO NOTICE
7 AND IN ACCORDANCE WITH THE FEDERAL RULES OF CIVIL
8 PROCEDURE AS PROVIDED BY LAW, VIA REMOTE
9 VIDEOCONFERENCE, ON AUGUST 30, 2023, AT 9:05 A.M.;

10 THE PARTIES HEREBY WAIVE ALL FORMALITIES IN
11 CONNECTION WITH THE TAKING OF THE DEPOSITION, WITH THE
12 EXCEPTION OF THE SWEARING OF THE WITNESS AND THE
13 REDUCTION OF THE QUESTIONS AND ANSWERS TO TYPEWRITING;

14 THE RIGHT OF THE WITNESS TO READ AND SIGN A COMPLETED
15 TRANSCRIPT OF TESTIMONY IS SPECIFICALLY RESERVED;

16 COUNSEL FOR ALL PARTIES RESERVE ALL OBJECTIONS EXCEPT
17 AS TO THE FORM OF THE QUESTION AND RESPONSIVENESS OF THE
18 ANSWER AT THE TIME OF TAKING OF SAID DEPOSITION, AND
19 THEY ALSO RESERVE THE RIGHT TO MAKE OBJECTIONS AT THE
20 TIME THAT TAKING OF SAID DEPOSITION OF ANY PART THEREOF
21 MAY BE OFFERED INTO EVIDENCE, WITH THE SAME RIGHTS AS IF
22 THE TESTIMONY HAD BEEN GIVEN IN OPEN COURT;

23 SARAH B. TOWNSLEY, CCR, CSR, RPR, OFFICIATED IN
24 ADMINISTERING THE OATH TO THE WITNESS.

25

Travis James

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Travis James

1 PROCEEDINGS:

2 DETECTIVE TRAVIS JAMES,
3 having been first duly sworn by the court reporter,
4 testified on oath as follows:

5 COURT REPORTER: We're on the record at
6 9:05 a.m.

7 [Witness was sworn.]

8 EXAMINATION BY MR. ROWES:

9 Q. Good morning, Detective James. Would you please
10 state your name and rank with the Fort Bend County
11 Sheriff's Office?

12 A. My name is Travis James, and I'm a detective
13 with the Fort Bend County Sheriff's Office.

14 Q. My name is Jeff Rows. We met a moment ago, and
15 I'm an attorney with the Institute for Justice. I
16 represent plaintiff, Justin Pulliam, and, as you might
17 know, he has this lawsuit asserting his First and Fourth
18 Amendment rights concerning an incident at Jones Creek
19 Ranch Park in July 2021, and then the arrest at the
20 Kraft Country Store in December 2021. The latter is the
21 one you were involved in. I'm sure you remember.

22 A. Yes.

23 Q. Before we get going, I just want to go through a
24 few deposition logistics, especially because this is
25 Zoom. I'm sure, as a law enforcement officer, you've

1 testified under oath before; is that right?

2 A. Yes, sir.

3 Q. Have you ever been deposed, sir?

4 A. No, sir.

5 Q. So I have no doubt that you understand the
6 seriousness of your oath, but I'm just going to give my
7 usual explanation.

8 You were sworn in a moment ago by the court
9 reporter, who will produce a transcript of everything
10 that is said; and do you understand that you've given an
11 oath to answer my questions truthfully?

12 A. Yes, sir.

13 Q. And do you understand you should treat your oath
14 with the same seriousness you would if you were
15 testifying before a judge?

16 A. Yes, sir.

17 Q. It's important that we have a clear record, and
18 so I'm going to ask you to provide clear, verbal
19 answers, rather than just nodding, or shaking your
20 head, or saying "uh-huh" or "uh-uh", since that's
21 difficult to record on the transcript. Please don't
22 begin answering a question until I've finished asking
23 it, and I won't ask a question until you've finished.
24 A deposition isn't really like a normal conversation,
25 where we're just kind of chatting. We have to have one

1 person talking, and the other person talking.

2 If you don't understand a question, please let me
3 know, and I can ask Sarah to read it back, or I'll try
4 to rephrase it. There's nothing wrong with saying you
5 don't understand something.

6 A. Okay.

7 Q. If a Zoom connection goes haywire or something,
8 or you can't hear me, just let me know, and then we'll
9 make sure we get everything squared away, and let's just
10 kind of be patient with each other if something goes
11 wrong.

12 If you don't know the answer to a question,
13 that's fine. You can just said "I don't know", but if
14 you do know, you have to provide the answer.

15 A. Uh-huh.

16 Q. Mr. Hedges, I know, is present with you,
17 although he's off-screen right now. He might state an
18 objection after I ask a question. It doesn't mean the
19 question's bad, or that you don't have to answer it. It
20 just -- he just wants to preserve an objection to maybe
21 chat with the judge about afterwards. On the other
22 hand, if he specifically instructs you not to answer a
23 question, then that's fine, and then the lawyers can
24 figure out what to do.

25 It's good to leave a little pause before your

1 answers, just in case Mr. Hedges wants to slip in an
2 objection.

3 A. Okay.

4 Q. We'll -- if you need to take a break, or grab a
5 drink, or use the restroom, or whatever, just let me
6 know. The only thing that I would ask is that, if
7 there's a question pending, that you answer it before we
8 go on the break.

9 A. Absolutely.

10 Q. Is there any reason why you can't give your best
11 testimony today? Like you've had to take medication or
12 something like that?

13 A. No, sir.

14 Q. We're going to look at just a couple of
15 documents today, and we're going to look at the video of
16 the arrest from Justin's camera, which I know you've
17 seen before. I just have a -- specific questions about
18 those documents, and so I'm going to direct us to
19 those, but if you want to read the whole document, or
20 you want to watch the whole video from, like, minute
21 zero to minute six or something, that's fine. Let me
22 know, and we can go off the record.

23 The other thing is -- Kevin might have
24 mentioned, our depositions have been very friendly and
25 collegial, and I'm going to ask you questions about your

1 investigation, but the vibe of my question is: I've
2 never practiced criminal law, and I don't know how
3 investigations work, so I'm just asking you kind of what
4 happens. The vibe of my question isn't, "Well, why
5 didn't you speak to that person", or, "You should have
6 spoken to that person", or something. I just kind of
7 want to know what happened, and then, you know, later on
8 after all this is done, Mr. Hedges and the rest of us
9 can chat with the judge about what it all means.

10 A. Okay.

11 Q. All right, so I'd like to jump in and show you
12 -- I'm going to -- sure.

13 A. Sorry about that.

14 Q. No problem. I'm going to show you what I'd like
15 to mark as Exhibit No. 1, which is your deposition
16 notice, and I am going to share my screen to do that.

17 [Exhibit 1 was marked.]

18 BY MR. ROWES:

19 Q. Detective James, can you see this document that
20 I've shared?

21 A. Yes, I can.

22 Q. Okay. I'm going to... the title of it is --
23 this is the amended notice of your deposition today.
24 That's okay, do you see a second? Do you want to jump
25 off the record?

1 A. My apologies. My allergies are acting up.

2 Q. Yeah, you know, my son has the same problem, and
3 he had to stay home today because of severe allergies.
4 If you ever need to go off the record or hit the "mute"
5 button, that's fine; but have you seen Exhibit No. 1,
6 the deposition notice for your deposition today?

7 A. I don't believe so, sir.

8 Q. Okay. All right, so this is the notice just
9 saying that you're here -- we've asked you to be here,
10 Mr. Hedges has gotten it, and that's why you're here
11 today. Do you have any objection to the deposition
12 notice or to your presence today?

13 A. No, sir, I don't. Can y'all hear me okay?

14 Q. Yeah, we can hear you great. Can you hear me
15 okay? I should have checked that.

16 A. Yes, sir.

17 Q. Did you do anything to prepare for today's
18 deposition today, such as review documents or videos?

19 A. I reviewed my affidavits, and I spoke with Kevin
20 Hedges.

21 Q. Okay. And none of my questions today are asking
22 you to tell me anything you talked about with Mr.
23 Hedges, and so if I ask you stuff, you never have to
24 throw in, "And then Kevin told me this", or, you know,
25 "Kevin said that." That's all protected.

Travis James

1 A. Okay.

2 Q. And did you discuss your deposition with anyone
3 besides Mr. Hedges?

4 A. No, sir.

5 Q. And did you bring anything with you today? Any
6 notes or anything along those lines?

7 A. No, sir.

8 Q. All right, before we jump in to any documents, I
9 just want to get a little bit on your personal
10 background -- not too much, but just to understand the
11 basis for you being the person who was investigating
12 Mr. Pulliam. So how long have you been with the Fort
13 Bend County Sheriff's Office?

14 A. Originally, I started with the Fort Bend County
15 Sheriff's Office in December of 2006. I left in 2015
16 to go to another agency. I came back in 2017, and have
17 been with them since 2017, so going back five years.

18 Q. And what agency did you work with in the -- in
19 the in-between period?

20 A. When I left, I went to the Harris County
21 Constable's Office, Precinct 1.

22 Q. And when did you become a detective with the
23 sheriff's office?

24 A. March 20, 2021.

25 Q. Okay. By the way, if I say "sheriff's office",

1 let's just agree I'm referring to the Fort Bend County
2 Sheriff's Office, okay?

3 A. Yes, sir.

4 Q. And if I say "sheriff", I'm referring to Sheriff
5 Fagan.

6 A. Yes, sir.

7 Q. And, prior to -- prior to becoming a detective
8 --

9 COURT REPORTER: I'm sorry, y'all.
10 Somebody's at my door, and the dog is going to just
11 really go crazy.

12 MR. ROWES: Okay.

13 [Off the record.]

14 BY MR. ROWES:

15 Q. I just want to just clarify something, in case I
16 missed it. The deposition notice is Exhibit 1.

17 A. Okay.

18 Q. And so you -- you mentioned -- I think what I
19 was going to ask you is what -- what was your position
20 with Fort Bend County prior to becoming a detective?

21 A. I was a deputy on patrol.

22 Q. So for that period, excluding the time you were
23 a constable, you were a patrol deputy, and then you
24 went and did the exam, or whatever it is to become a
25 detective; is that right?

1 A. Well, for clarity, from 2006 to 2010, I was a
2 jailer, and then from 2010 to March '21, I was a patrol
3 deputy, yes, sir.

4 Q. I see. And did you go to the Fort Bend County
5 police academy? I think it's called Gus George. I
6 can't quite remember what it's called.

7 A. No, sir.

8 Q. Where did you attend your training?

9 A. I went to Wharton County Junior College, their
10 basic academy.

11 Q. Are you still a detective in the criminal
12 investigation division's robbery and homicide section?

13 A. Yes, sir.

14 Q. And have you been a detective in that section
15 since you started as a detective?

16 A. Yes, sir.

17 Q. And is most of your time spent on major crimes
18 like robberies and homicides?

19 A. I investigate everything from homicides and
20 robberies to misdemeanor assaults, and aggravated
21 assaults and major crimes, such as threats to schools
22 and -- yeah, threats to schools; pretty much, that's it.

23 Q. How often do you investigate class B
24 misdemeanors, like the one we have here about
25 interfering with public duties?

1 A. I wouldn't say very often.

2 Q. Okay. And when you're doing an investigation,
3 as I said before, basically, my knowledge is, like,
4 whatever I've seen on TV and in the movies, and I'm
5 sure, obviously, an investigation is more involved, but
6 what's the basic approach to investigating? Like, how
7 do you decide when you've talked to enough people, that
8 kind of thing?

9 A. My investigations -- I speak from my
10 experience -- I usually start by either reading an
11 offense report or if I've been called out a scene,
12 meeting with the deputy or an officer, figuring out
13 what they did on the scene, figuring out if they've
14 talked to any witnesses, any suspects, victims, and,
15 from there, I'll figure out who do I need to talk to,
16 what evidence do I need to obtain, such as video
17 evidence, crime scene evidence, which is not really
18 here, but stuff like that, and then move forward from
19 there.

20 Q. And we'll dig into a little bit more detail
21 later, but I know, reading the incident report, that in
22 April of 2022, you presented this case, after your
23 investigation, to the district attorney. Do you recall
24 that?

25 A. In April '22? Yes.

1 Q. Yes. Okay, so is it exclusively detectives who
2 present their investigations to the district attorney to
3 proceed, or do patrol deputies also do that?

4 A. Patrol deputies can present cases; however, if a
5 specific patrol deputy takes a report, say, on an
6 arrest, it will go to a -- I guess an intake deputy, and
7 they will then file that case.

8 Q. I see, so it's not the case -- it's not usually
9 the situation where the arresting officer is the one who
10 fully completes the investigation and then presents the
11 case?

12 A. I'm sorry, could you repeat that?

13 Q. Sure. Sorry if it's confusing. What I meant to
14 say is that if a patrol deputy makes an arrest, it's
15 not usually the situation where the arresting officer
16 will then do the complete investigation him or herself,
17 and present it directly to the ADA; is that right?

18 A. I would say that was -- that is correct.

19 Q. Okay. So was there anything unusual fact that a
20 homicide detective -- a major crimes detective was
21 investigating this class B misdemeanor that Justin
22 Pulliam was accused of?

23 A. Maybe a little unusual.

24 Q. How did you come to be -- how did you come to be
25 assigned to investigate this?

1 A. So the call that Justin Pulliam was arrested on,
2 I originally investigated a subject known as Edwin Kraft
3 for stalking, and during that call, we had taken, as
4 evidence, Mr. Pulliam's, I believe, cellphone camera,
5 body-worn camera, and one of his cameras as evidence.
6 Unbeknownst to CID, this had been placed into evidence,
7 and then we were then tasked with figuring out if
8 probable cause existed to obtain a search warrant for
9 those items.

10 Q. I see. And could you, just for the record, tell
11 me what "CID" means?

12 A. I'm sorry, criminal investigation division.

13 Q. And so when you were investigating -- so, in
14 other words, it sounds to me like someone didn't say --
15 did not say, "Detective James, go investigate Justin
16 Pulliam", or is it that someone said, "Detective James,
17 investigate the incident on December 21, 2021, at the
18 Kraft Country Store."

19 A. It was the incident, yes, sir.

20 Q. So you were simultaneously investigating Edwin
21 Kraft for any potential crimes he committed that day; is
22 that correct?

23 A. That investigation was actually completed.

24 Q. Completed by you or by someone else?

25 A. By me.

1 Q. I see. And so the investigation into Edwin
2 Kraft was completed before you presented the case about
3 Justin Pulliam to the ADA?

4 A. Correct.

5 Q. Okay. And what did your -- just in broad
6 strokes. You don't have to dig into the details, but
7 what -- what was your presentation to ADA about
8 potential crimes Mr. Kraft committed that day?

9 A. So the complaint was that Mr. Kraft had made
10 threatening... I guess you would call them gestures, had
11 been harassing the employees of a store across the
12 street from the -- what I know to be the Kraft Country
13 Store, and had done so numerous times, and during our
14 investigation, we believed that it fit stalking, so we
15 obtained an arrest warrant for Mr. Kraft for stalking.

16 Q. And so what about the potential crimes he
17 committed on the day that Justin Pulliam was arrested?
18 For example, you know, he was arrested because,
19 apparently, he had an old rusty rifle that he might have
20 been brandishing. I don't know all the details. Did
21 you investigate the specific things Edwin Kraft did that
22 day?

23 A. No, sir.

24 Q. Okay. And did somebody -- do you know, did
25 another detective investigate what Mr. Kraft was doing

1 that day?

2 A. Not to my knowledge, no, sir.

3 Q. Okay. So when you were -- when you were
4 assigned to investigate what occurred at the Kraft
5 Country Store on December 21, 2021, was your assignment
6 specifically to investigate the arrest of Justin
7 Pulliam, or anything else?

8 A. My assignment was basically to review the case
9 where Mr. Pulliam had been arrested to see if probable
10 cause existed for the issuance of the search warrants
11 for his camera and SD cards.

12 Q. I see. And then I know that the search warrant
13 was signed, executed, and is it correct to say that
14 there was a phase 2 of your investigation, in which you
15 reviewed the video evidence obtained during the search
16 warrant?

17 A. Yeah, that's fair to say.

18 Q. And then after reviewing that, you then
19 presented the case for prosecution on interference with
20 public duties; is that correct?

21 A. Correct.

22 Q. In the course of your investigation, both the
23 first phase, where you're obtaining a search warrant,
24 and the second phase, where you were reviewing the
25 evidence that you obtained, what videos did you look at

1 or, like -- it could be dash cam videos, it could be
2 Justin's videos, any video evidence you recall reviewing
3 at any point.

4 A. I reviewed Mr. Pulliam's video once I obtained
5 it.

6 Q. And did you -- I've listened to -- sorry, I've
7 listened to Deputy Rodriguez's dash cam. I don't think
8 he had video of the incident on his dash cam, but there
9 was a little bit of noise off to the side, and you
10 could kind of hear what was going on. Did you look at
11 Deputy Rodriguez's dash cam at all?

12 A. Briefly.

13 Q. And who was the person who assigned you the
14 Justin Pulliam case in December of 2021?

15 A. Lieutenant Scott Heinemeyer.

16 Q. And do you know -- is it just, like, the cases
17 are dished out at random, or did he assign it to you
18 because you had this past history of investigating Edwin
19 Kraft?

20 A. So, typically, the cases are just out of kind of
21 at random; however, in this instance, he was walking
22 down the hall, I happened to be kind of standing in the
23 hall, and he was looking for somebody to kind of work
24 on this, and when he explained it to me, I said, "Well,
25 I've worked on the Edwin Kraft incident. I'll go ahead

1 take this on, as well."

2 Q. And I know, in the incident report, you spoke to
3 a couple of people within the sheriff's office, and you
4 spoke to the TXANA people, and we'll get into some of
5 those details, but did you speak with other people that
6 you recall who were neither TXANA nor part of the
7 sheriff's office?

8 A. No, sir.

9 Q. Did you try to speak with Justin Pulliam,
10 himself, as part of your investigation?

11 A. No, sir.

12 Q. Do you -- would you normally, in the course of
13 investigations, actually try to arrange a talk with the
14 -- the criminal suspect?

15 A. Yes, sir, I would; however, in this instance, my
16 understanding, when he was arrested, he didn't wish to
17 provide a statement or anything like that, so I was
18 like, okay, if you don't want to give us a statement,
19 fine.

20 Q. So if Justin had spoken to the sheriff and the
21 other folks who were with him after the arrest indicated
22 a willingness to do so, you might have talked to Mr.
23 Pulliam; is that correct?

24 A. That is correct, yes, sir.

25 Q. But you just thought, "Oh, well, he's going to

1 invoke his right to an attorney", and not talk to you,
2 and so there was no point in doing it in this
3 situation?

4 A. To my understanding, he had already invoked his
5 right, yes, sir.

6 Q. Do you recall -- did you send any e-mails or
7 text messages related to the case?

8 A. E-mails as far as to who?

9 Q. I don't know, like, to various witnesses, like
10 Sergeant Rollins, trying to set up a meeting, or trying
11 to clarify facts -- just anything that you would have
12 that would have documented the steps you took in your
13 investigation.

14 A. I did call Deputy Rodriguez and Sergeant
15 Rollins, but no text messages, no e-mails, to my
16 knowledge, from my recollection.

17 Q. Okay. So you just spoke to them on the phone to
18 kind of get their side of the story?

19 A. Correct.

20 MR. ROWES: Molly, would you please
21 put up Exhibit 2, which is the Affidavit for Search
22 Warrant, 2022 SW 0184, and I'm going to stop my
23 screen-share.

24 [Exhibit 2 was marked.]

25 BY MR. ROWES:

1 Q. Before I jump into the affidavit, Detective
2 James, you mentioned a minute ago that the lieutenant
3 assigned you the Justin Pulliam case. What did he tell
4 you about it?

5 A. Lieutenant Heinemeyer basically said: Hey,
6 Justin Pulliam was arrested. We apparently took --
7 when I say "we", I'm referring to the sheriff's office
8 -- took, I believe, his cellphone, his body-worn
9 camera, and a camera as evidence, and nothing has been
10 done with it. We need to figure out if probable cause
11 exists, so that either -- if probable cause doesn't
12 exist, we need to release it, or, if it does exist, we
13 need to get a search warrant to that we can process this
14 evidence, so it doesn't sit in our evidence.

15 Q. And was there -- given that -- I know you know,
16 because you wrote it down, but Justin was a sort of a
17 known quantity as someone who videotaped different
18 sheriff's office folks and deputies. Was there any
19 concern expressed to you that this was a sensitive
20 case, or that the sheriff's department wanted you to be
21 particularly careful in your investigation?

22 A. No.

23 Q. So it just -- did it have the feel of the
24 run-of-the-mill case? Your lieutenant gives you an
25 assignment, and you just carry it out?

Travis James

1 A. To me, yeah.

2 Q. All right, let's take a look at the search
3 warrant, and you can -- you can see, Detective James,
4 that under number 1, it describes an SD card under
5 "1A", and then under "1B", it describes another SD
6 video card. Do you see that?

7 A. Yes, sir.

8 MR. ROWES: Molly, can you scroll down
9 to the signature page, please.

10 Q. Like I say, Detective James, I'll represent to
11 you this is what we got -- this is an accurate copy, but
12 if you want to -- okay, we can stop there. If you want
13 to stop and, like, read every page, but I'll just ask
14 you have right now, on page 6 of Exhibit 2, is that your
15 signature?

16 A. Yes, sir.

17 Q. And is that Judge Becerra's signature and --

18 A. I'm sorry?

19 Q. Is that Judge Becerra's signature?

20 A. Yes, sir.

21 Q. And so this is the -- this is the affidavit that
22 you presented in support of the search warrant for those
23 video cards on January 14th, 2022; is that correct?

24 A. Yes, sir.

25 Q. I'd like to introduce now, Exhibit 3, which is

1 the Affidavit for Search Warrant 2022 SW 0180.

2 MR. ROWES: Molly, if you could put
3 that up, please?

4 [Exhibit 3 was marked.]

5 BY MR. ROWES:

6 Q. And if you take a look under Section 1
7 describing the subject of the search here, it's a black
8 body-worn camera, I think that Justin had on. Do you
9 see that?

10 A. Yes, sir.

11 MR. ROWES: And, Molly, can you
12 forward to page 6, the signature page, please?

13 BY MR. ROWES:

14 Q. And is this your signature on page 6 of Exhibit
15 No. 3?

16 A. Yes, sir.

17 Q. And that's the -- the judge's signature, and you
18 presented this to the judge on January 14, 2022,
19 correct?

20 A. Yes, sir.

21 Q. I've read both of the affidavits in Exhibits 2
22 and 3, and they seem to be the same, except that one is
23 looking for the two memory cards and the other one is
24 looking for the body cam. Is it correct that they're
25 both essentially identical, except for those -- the

1 different evidence that is the subject of the searches?

2 A. I would say that's correct, yes, sir.

3 Q. So did you do anything different in preparing
4 the two affidavits?

5 A. On the SD card affidavit, I researched the -- I
6 believe they -- the camera that the SD cards were
7 inserted in that Deputy Rodriguez removed from to see
8 if there was any internal media or anything like that
9 that would indicate that that particular camera would
10 also have evidence on it, as well.

11 Q. And did you complete the affidavits at the same
12 time?

13 A. Basically, I worked on a rough draft of an
14 affidavit for both. Once the rough draft was
15 completed, I then worked on each individual affidavit
16 and inserted that rough draft in there.

17 Q. Got it. Okay, so the -- we've acknowledged that
18 there's a difference between the affidavits, in terms of
19 the specific evidence that they sought in the search
20 warrant, but your testimony about your investigation is
21 the same in both of them, correct?

22 A. Correct.

23 Q. So what's true of one affidavit is true for
24 another, then, correct?

25 A. Correct.

1 MR. ROWES: You can stop sharing for a
2 moment, Molly -- oh, you have. I'm sorry.

3 BY MR. ROWES:

4 Q. So we've already mentioned that the arrest in
5 December of 2021 took place at the Kraft Country Store.
6 You know what I'm talking about when I say "Kraft
7 Country Store", right?

8 A. Yes, sir.

9 Q. And I gather from looking at the documents we
10 have, you weren't physically present at the Kraft
11 Country Store on December 21, 2021, to witness the
12 events that happened; is that correct?

13 A. That is correct, sir.

14 Q. So your knowledge of what occurred that day is
15 based on the evidence you gathered as part of your
16 investigation, including reviewing the videos and
17 talking to the other officers who were present; is that
18 right?

19 A. That is correct, and reviewing the offense
20 report, as well.

21 Q. Right. We'll talk about the offense report in a
22 second. How does -- maybe just tell me what is an
23 offense report.

24 A. My apologies. An offense report is -- an
25 offense report would be a document that the -- what we

1 call the primary deputy, which is basically the deputy
2 who -- in this instance would be Deputy Rodriguez, who
3 is the deputy that is taking responsibility for the
4 case, is maybe alleging an offense or what-have you, is
5 -- he's doing the on-scene investigation.

6 Once that's complete, if CID comes into the
7 picture and maybe does follow-up investigations, as
8 well, and they would complete a supplement under that
9 offense report.

10 Q. And do people have to get approval to add
11 something to the offense report, or is it just, if
12 you're working on it and you want to document what
13 you've done, you just go ahead and add it?

14 A. When you say "approval", what are you talking
15 about?

16 Q. I'm sorry, like, do you have to go to your
17 supervisor and say, "Hey, I've done something for this
18 case I want to add to the offense report", do you need
19 to get approval of what you add to it before you add it,
20 or is that just something you do on your own discretion?

21 A. Well, are you referring to patrol instances, in
22 their offense report, or are you referring to, like, a
23 CID, their follow-up --

24 Q. Sure. Maybe let's break it down into both. So
25 if a patrol deputy like -- like Deputy Rodriguez in

1 this case, if he wants to add to the offense report,
2 does he have to get prior approval of what he wants to
3 add?

4 A. So once he completes his report and what we call
5 owner-approve it, it goes to the supervisor, who, then
6 the supervisor approves it. Our records division then
7 freezes it. If he needs to add something in there --
8 maybe he forgot something or what-have you -- if he
9 needs to do a records request: Hey, add this in,
10 what-have you, send it to them. They then add that in,
11 because the report is frozen.

12 Q. Got it. And, in your case as the investigator,
13 what kind of happens with you?

14 A. So due to the longevity of some of our
15 investigations, a lot of times, we will leave our
16 reports in progress. What that means is the report is
17 in progress, we're still working the investigation, and
18 we will add on because it's -- due to the time frame,
19 we will add on what we do in those reports, and then
20 once completed, we approve it, our supervisor looks at
21 it, and then the same process; it becomes frozen.

22 Q. Okay.

23 MR. ROWES: Molly, would you please
24 put up Exhibit 4? And I would like to introduce as
25 Exhibit 4 the offense report in this case, which is

Travis James

1 number 21-50633.

2 [Exhibit 4 was marked.]

3 BY MR. ROWES:

4 Q. Can you just take a look at that, Detective
5 James? Do you -- I realize you haven't had a chance to
6 look at the details, but do you recognize this as an
7 offense report of the Fort Bend County Sheriff's
8 Office?

9 A. Yes, sir.

10 MR. ROWES: And if you just want to go
11 down a little bit, and if you can just stop there.

12 Q. Can you take a look at where Molly has stopped
13 on page 1 of Exhibit No. 4? Do you see, Detective
14 James, where it says "Justin Pulliam", and then it lists
15 out various camera equipment?

16 A. Yes, sir.

17 Q. And do you recognize this offense report as the
18 offense report for the investigation into Justin
19 Pulliam's arrest for interference with public duties?

20 A. Yes, sir.

21 Q. We talked a moment ago about the two phases of
22 your investigation. The first was obtaining the search
23 warrants on January 14th, and so you would have read
24 the offense report for everything up to January 14th in
25 preparing your affidavits; is that correct?

Travis James

1 A. Yes, sir.

2 Q. And then, obviously, you didn't actually have
3 the video from the things you were trying to search, so
4 that evidence wasn't part of your initial investigation
5 to acquire the -- to obtain the search warrant; is that
6 right?

7 A. That is correct, yes, sir.

8 MR. ROWES: And can you go to pages --
9 can you go to page 14, Molly, please, of Exhibit No. 4?
10 Can you just scroll down a little bit? You can stop
11 there.

12 BY MR. ROWES:

13 Q. Do you see, Detective James, on page 14 of
14 Exhibit No. 4, you have a summary narrative. Is that
15 something you added to this document on January 6th?

16 A. That is correct.

17 Q. And so on or before January 6th when you made
18 this supplement, you had spoken to Deputy Rodriguez and
19 Sergeant Rollins; is that right?

20 A. Yes, sir.

21 Q. And had you spoken to -- do you recognize the
22 names "April Leifler", L-E-I-F-L-E-R, and "Lori Rosas",
23 R-O-S-A-S?

24 A. Yes, sir, I recognize their names.

25 Q. And are those employees of TXANA, the mental

1 health crisis contractor that the county uses?

2 A. Yes, sir.

3 Q. And so had you spoken to them by the time you
4 made this entry on January 6th, or were these just
5 potential witnesses you were thinking about talking to?

6 A. On January 6th -- on or before January 6th, I
7 had not spoken to them. I believe I spoke to them in
8 March of 2022.

9 Q. So you're just listing the relevant witnesses
10 here; is that right?

11 A. Yes, sir.

12 Q. Okay. Besides speaking to Sergeant Rollins and
13 Deputy Rodriguez between the time of the arrest and
14 your first January 6th entry, did you take any other
15 actions, that you recall?

16 A. Other than completing the -- or beginning to
17 work on the affidavits, no.

18 MR. ROWES: So Molly, can you go to
19 page 16 of Exhibit No. 14 -- or Exhibit No. 4, please?
20 If we take a look at -- can you go down a little bit,
21 please, Molly?

22 BY MR. ROWES:

23 Q. Do you see on your second entry on this page,
24 Saturday, January 8th, you write, "Based on the reports
25 and the statements made by Deputy Rodriguez and

1 Sergeant Rollins, probable cause exists for a search
2 warrant", do you see that?

3 A. Yes, sir.

4 Q. And was that statement an accurate reflection of
5 everything you'd done to investigate Justin Pulliam for
6 the offense of interference up to that point?

7 A. Yes, sir.

8 Q. And I think we answered this a minute ago, but
9 you didn't take any other actions besides those
10 conversations in reviewing the offense report, right?

11 A. No, sir.

12 Q. You wrote that the affidavits -- on Friday,
13 January 14th, at the bottom it says, "On this date and
14 time, I met with ADA Ellisor and the Honorable Judge
15 Becerra" -- oh, I'm sorry, let me back up. In the
16 previous thing about the search warrant where you say
17 that you believe that there's probable cause, it says
18 "The affidavits were forwarded to ADA Ellisor on January
19 8th." Who is ADA Ellisor?

20 A. She is the chief intake prosecutor for the Fort
21 Bend County District Attorney's Office.

22 Q. So is she the person who gives it the first look
23 and decides whether this is a case that the district
24 attorney's office is likely to prosecute?

25 A. Are you referring to the search warrants

1 themselves, or just to the entire case?

2 Q. Well, we can break it down. Did she review the
3 search warrant, and then say, "I think the proposed
4 search warrant and the probable cause affidavit are
5 sufficient."

6 A. Yes.

7 Q. So she's the one who signs off on that --

8 A. Yes.

9 Q. And is it the case that an investigator like you
10 might present a search warrant affidavit, as you did
11 here, to ADA Ellisor -- and, by the way, that's spelled
12 E-L-L-I-S-O-R -- in which the intake ADA says: This
13 isn't good enough. You need to go and get more
14 evidence. Does that ever happen?

15 A. Yes, it has, actually.

16 Q. Okay. And when you forwarded this, what was the
17 purpose of forwarding to her? Was it to get her
18 approval to pursue the search warrant?

19 A. So when I forwarded -- typically, what we do is,
20 when we complete the affidavit, we forward them to the
21 ADAs, who then review them, maybe they have some
22 comments, maybe they want something added, such as,
23 "Hey, you need to either go get this evidence", or --
24 or maybe they don't necessarily agree with the wording
25 on something; just to kind of help with our affidavits

1 and make sure that probable cause does exist.

2 Q. You review it to make sure it's legally
3 sufficient. They obviously don't want a defective
4 warrant to result in a search for evidence that they
5 then can't use; is that right?

6 A. That's correct.

7 Q. Do you have the discretion, as the investigating
8 detective, to conclude that no probable cause exists,
9 and just to kill the case, or how would it work if you
10 decided there wasn't probable cause, and did not -- and
11 did not recommend moving forward?

12 A. So yes. For instance, in this case, I believe
13 we took a cellphone as evidence. I didn't believe
14 probable cause existed for the cellphone, so I decided
15 not to even include it in an affidavit or attempt to get
16 an affidavit, so, yes, we do have some discretion with
17 that.

18 Q. And did you have to get somebody to sign off on
19 your conclusion that the phone didn't need to be
20 searched?

21 A. No.

22 Q. Okay.

23 A. Do you have a problem if we pause for a second?
24 I need to use the restroom.

25 MR. ROWES: No problem. Why don't we

1 take a ten-minute break, and we'll come back around 10
2 o'clock.

3 COURT REPORTER: Off the record, 9:50.

4 [Short recess was taken.]

5 BY MR. ROWES:

6 Q. Detective James, in between when you made your
7 January 8th entry about finishing your initial
8 investigation and forwarding the affidavits to the ADA
9 and the presentation of the search warrant to the
10 judge, did you do any further investigation at that
11 point?

12 A. No.

13 Q. When you -- when you spoke to Sergeant Rollins,
14 what was his feeling -- did he convey to you that he
15 felt strongly that the investigation should go forward
16 against Justin Pulliam?

17 A. I believe, to my recollection, he stated that,
18 you know, Mr. Pulliam did interfere with his duties. It
19 distracted him from trying to set up the perimeter, but
20 as far as carrying the investigation forward, I don't
21 believe we talked about that.

22 Q. So it was more like you just spoke about the
23 facts? You didn't speak about whether, ultimately, a
24 prosecution was a good idea or a bad idea?

25 A. Not to my recollection, no.

1 Q. When you forwarded the draft affidavits on
2 January 8, 2022 to the ADA, did you make any edits after
3 that in terms of what you presented on January 14th to
4 the judge?

5 A. I believe ADA Ellisor did forward me some edits
6 she wanted me to complete. I believe I did make those
7 edits.

8 Q. And do you recall what the nature of those edits
9 were?

10 A. I don't, sir. I'm sorry.

11 Q. That's okay. And just based on your
12 recollection, were they sort of major edits, like:
13 Detective James, there's no probable cause here in your
14 first one; or was it more minor-type things to fix?

15 A. Minor, like, typographical errors --

16 Q. Okay, so you didn't have a big disagreement with
17 the ADA over the substance of your affidavit --

18 A. No.

19 Q. -- is that correct?

20 A. No.

21 Q. The one thing I wanted to ask you that I
22 realized during the break that I hadn't before, had you
23 ever investigated interference with public duties prior
24 to this one with Mr. Pulliam?

25 A. With Mr. Pulliam, no.

1 Q. And, you know, prior to becoming a detective,
2 had you ever arrested anybody for interference with
3 public duties?

4 A. I have to think about that one.

5 Q. I'm sure you've had a lot of people in your
6 past, but just if you recall.

7 A. I believe so, but I'm not a hundred percent on
8 it.

9 Q. Is it common -- and we can -- just whatever that
10 means to you, but do people get arrested every day in
11 Fort Bend County for interference with public duties, or
12 is it a rarer charge?

13 A. I'd say it's more on the rarer side.

14 Q. Just to clarify, had you -- prior to your
15 investigation of Justin Pulliam for interference, had
16 you investigated anybody else for interference? Not
17 just Mr. Pulliam.

18 A. As far as like CID-wise?

19 Q. Yes.

20 A. No.

21 Q. And did you review the statute in the Penal Code
22 for interference while you were preparing the affidavit?

23 A. Yes.

24 MR. ROWES: Molly, can we go, please,
25 to Exhibit No. 2, which is search 2022SW0184, and turn

1 to page 3? Okay, just -- stop right there. Molly, you
2 can stop scrolling.

3 Q. Do you see in that second paragraph that begins
4 "Affiant's belief", and then on line 3, it says you had
5 conversations with Sergeant Hickey, Sergeant Rollins,
6 and Deputy Rodriguez. Can you tell me who Sergeant
7 Hickey is?

8 A. Sergeant Hickey at the time was the sergeant in
9 charge of the squad.

10 Q. What was your conversation with him?

11 A. Just apprising him of the case, letting him know
12 that Lieutenant Heinemeyer had given it to me, and
13 keeping him abreast of the situation.

14 Q. I see. And why would Sergeant Hickey need to be
15 kept abreast of the situation? Is he your supervisor?

16 A. Yes, sir.

17 Q. I see.

18 A. He was my supervisor at the time.

19 Q. Got it. And so Sergeant Hickey -- you weren't
20 talking to Sergeant Hickey to obtain evidence about
21 your investigation? You were just letting him know
22 that you were doing the investigation?

23 A. Correct.

24 Q. Got it. Did you review -- in preparing your
25 search warrant affidavits, did you review the dash cams

1 of either Deputy Rodriguez or Deputy Lacy?

2 A. I believe I briefly reviewed Deputy Rodriguez's,
3 but I really couldn't hear anything on it. I felt like
4 it had no bearing at the time.

5 Q. I listened to the whole thing, too, and you
6 basically can only hear stuff off to the side. It's
7 mostly pointed at Deputy Rodriguez and kind of the house
8 area. What about Deputy Lacy? Do you recall talking to
9 him at all about the arrest?

10 A. No, sir.

11 Q. And did you make a decision not to talk to
12 Deputy Lacy, or did you just not know that he was
13 involved?

14 A. I can't remember.

15 Q. And after you prepared your -- your search
16 warrant affidavits, did you have somebody within the
17 sheriff's office review them prior to sending them to
18 the assistant district attorney for her review?

19 A. No.

20 Q. So there's -- there's not a lawyer within -- for
21 example, there's not a lawyer within the sheriff's
22 department that you would go to and say, "Is this
23 legally sufficient before I send it out to the ADA?"

24 A. No.

25 Q. And if this were -- if this were for a more

1 serious crime, like bank robbery or homicide, would a
2 supervisor of yours have reviewed the affidavits for
3 the search warrant, or is that just your discretion,
4 you do it, and then work with the ADA?

5 A. Typically, what I do is, if I complete an
6 affidavit, I will forward it to the ADA, and I will let
7 my supervisor know, as well.

8 Q. You're just keeping your supervisor in the loop?
9 You're not asking your supervisor to review and sign
10 off; is that correct?

11 A. That is correct.

12 Q. Do you recall whether you showed the affidavit
13 -- draft affidavit, before presenting it to the judge,
14 to Sergeant Rollins or Deputy Rodriguez?

15 A. Showing it to them? No.

16 MR. ROWES: Can we take a look at page
17 4, Molly, of Exhibit No. 2; and right there at the top.

18 Q. So do you see, Detective James, where it says
19 "Affiant then read Deputy Rodriguez's report."

20 A. Uh-huh.

21 Q. And by "Deputy Rodriguez's report", you're
22 referring to the offense report that we looked at
23 earlier that's Exhibit No. 4, correct?

24 A. That is correct, yes, sir.

25 Q. And you know from that report, obviously, that

1 Deputy Rodriguez was onsite?

2 A. Yes, sir.

3 Q. And if you look partway down of Exhibit No. 2,
4 page 4, it says, "Affiant read that Deputy Rodriguez
5 seized the handheld camera equipment, cellphone, and a
6 body cam and memory cards." Do you see that?

7 A. Yes, sir.

8 Q. Okay. So, given that Deputy Rodriguez was
9 personally involved, being physically present at the
10 Kraft Country Store, and that he personally seized
11 evidence that became the subject of the search warrant,
12 why didn't he write the search warrant affidavits?

13 A. Typically, our patrol deputies don't write
14 search warrant affidavits, evidentiary search warrant
15 affidavits, unless they are doing, like, a DWI with a
16 blood draw search warrant. Typically we -- as
17 investigators or detectives, that's something we would
18 follow up with to do those search warrant affidavits,
19 since we have more experience in writing these search
20 warrants.

21 Q. I see. And when you say that a patrol deputy
22 might do a search warrant for a blood draw, is that
23 because time is really of the essence in that
24 situation?

25 A. Yes, sir.

1 Q. But, in this case, you could sort of take a few
2 weeks to do your investigation of Justin Pulliam,
3 right?

4 A. That is correct.

5 Q. So there was nothing unusual about you as a
6 detective being the one who does the search warrant
7 affidavits, as opposed to the patrol deputy who was
8 actually present and did the arrest or processed
9 evidence, correct?

10 A. Correct.

11 Q. Is it normal for you, as a CID detective, to
12 prepare search warrant affidavits for cases that you
13 weren't directly involved in?

14 A. When you say "not directly involved in" --

15 Q. Yeah, that was confusing. I'm sorry. So is it
16 common for you as a CID detective to be preparing search
17 warrants for suspected criminal activity that you
18 weren't the arresting officer, or involved in the
19 initial encounter with the person who's the suspect?

20 A. I would say it is common.

21 Q. Okay. Since you're -- maybe I should back up,
22 too, and just clarify something. As a detective,
23 you're not out just kind of patrolling the streets
24 responding to calls that come in to 9-1-1, are you?

25 A. No.

1 Q. So if you're out in your car doing something,
2 you're doing something for a specific investigation you
3 already have on your plate; is that correct?

4 A. That is correct.

5 Q. So it wouldn't really make sense that you would
6 ever be doing the search warrant affidavit -- well,
7 actually, let me back up. Sometimes -- would you get
8 an investigation before the person has been arrested?
9 Have you ever prepared warrants for the arrest of
10 someone for a crime?

11 A. Like arrest warrants?

12 Q. Yes.

13 A. Yes, I have prepared those.

14 Q. Okay. So -- let's say a crime has been
15 committed, a bank has been robbed, but nobody knows who
16 robbed the bank, person gets away. You conduct an
17 investigation, identify a suspect, and then based on
18 that, you might seek an arrest warrant in that case; is
19 that right?

20 A. That is correct.

21 Q. And so would you be -- if you obtained an arrest
22 warrant for someone, would you be the one who actually
23 goes out and arrests him, or would that be someone
24 else's responsibility?

25 A. That would be someone else's responsibility.

1 Q. Okay. And whose -- would that be a patrol
2 deputy who would go ahead and execute the search
3 warrant?

4 A. The arrest warrant or search warrant?

5 Q. Sorry, the arrest warrant.

6 A. That would be our chief of the warrants
7 division.

8 Q. I see. Got it. And based on your
9 understanding, would you say, other than the DWI blood
10 draw situation, it is the policy that patrol deputies do
11 not do search warrant affidavits?

12 A. I wouldn't call it policy, necessarily. It's
13 procedure, I would say.

14 Q. Like a practice? Like a common practice?

15 A. Correct.

16 Q. Let's turn to page 5 of Exhibit No. 2, please,
17 can you take a look at -- towards the bottom of the
18 page where the sentence begins, "Affiant knows that
19 Justin Pulliam"; it's kind of in the middle now. Do you
20 see that?

21 A. Yes, sir.

22 Q. Can you just read that paragraph? It talks
23 about "Affiant knows that Justin Pulliam, on many
24 occasions, has arrived at the scene"; can you just read
25 that and let me know when you've finished?

1 A. Do you want me to read it out loud or --

2 Q. No. You can just read it so you understand what
3 you wrote, just to refresh your memory.

4 A. I'm done.

5 Q. How did you know that affiant, Justin Pulliam,
6 has, on many occasions, arrived at the scenes of many
7 investigations?

8 A. When I was on patrol, numerous times he's showed
9 up to scenes and recorded. I don't believe I was ever
10 there for one of those, but it was through
11 conversations with other deputies and stuff talking
12 about it.

13 Q. So you don't recall Justin Pulliam being at any
14 scene you were on; is that correct?

15 A. That is correct.

16 Q. Okay. But you had spoken to fellow officers
17 about Justin Pulliam's presence at investigations; is
18 that right?

19 A. That's correct.

20 Q. Had you ever interacted with Justin Pulliam
21 personally before you did the investigation into his
22 arrest in December 2021?

23 A. I don't believe so, no, sir.

24 Q. And why did you include in your affidavit that
25 Justin Pulliam is known to show up at police

1 investigations and film them and post them to social
2 media?

3 A. Just to kind of show that there would
4 potentially be evidence on those SD cards.

5 Q. When you were a patrol deputy and had been
6 chatting with your colleagues about Justin Pulliam,
7 what was the general impression of him that you got
8 based on those conversations?

9 A. That, you know, he's generally respectful --
10 because I work night shift. I know that when we showed
11 up, we were respectful to him. We just asked that he
12 kind of stay back out of the sight of the crime scene,
13 and he would comply.

14 Q. Have you ever watched any of the videos that
15 Justin has posted to his social media channels, like
16 YouTube, about the Fort Bend County Sheriff's Office?

17 A. No.

18 Q. Are you aware that he has those channels?

19 A. Yes.

20 Q. Have you ever talked to anybody else in the
21 sheriff's office about those videos?

22 A. Like, as far as what?

23 Q. Kind of their content, like, "Oh, Justin posted
24 something the other day, and here's what I think about
25 it."

1 A. Potentially. I can't recall a specific
2 conversation, though.

3 Q. Thank you. Molly, could you go back to page 2
4 of Exhibit No. 2, please, and let's take a look at
5 Section 3. Do you see Section 3 on page 3 of Exhibit 2,
6 there is a paragraph that says, "Affiant" -- meaning you
7 -- "has reason to believe and does believe that Justin
8 committed the offense of interference with public
9 duties." Do you see that?

10 A. Yes, sir.

11 Q. And this is the paragraph where you're stating
12 your professional conclusion that there's probable
13 cause to believe that Justin committed those -- that
14 crime, and, therefore, a search warrant is appropriate
15 because it will reveal evidence, potentially, of that;
16 is that correct?

17 A. That's correct.

18 Q. And do you stand by your conclusions today, or
19 do you have reason to believe that you might have made a
20 mistake?

21 A. I stand by them.

22 MR. ROWES: Can we just take a quick
23 look at page 3 of Exhibit No. 2, Molly? I'll tell you
24 where, too.

25 Q. Can you just take a look at the second-to-last

1 paragraph? And it's actually right at the bottom, the
2 second-to-last line, which says, "Affiant read that
3 Sergeant Rollins told Justin Pulliam it was for his,
4 "Pulliam's) safety." Do you see that?

5 A. Yes.

6 Q. And so your understanding was that when Sergeant
7 Rollins was talking to Justin about safety, Sergeant
8 Rollins was concerned for Justin's own safety, rather
9 than Justin wasn't posing a threat to other people; is
10 that right?

11 A. Yes.

12 MR. ROWES: And so let's shift gears a
13 little bit to phase 2. Molly, can you go to page 20 of
14 Exhibit No. 4, please?

15 Q. And Exhibit No. 4, if you remember, Detective
16 James, was the offense report.

17 MS. HANIS: What page did you want,
18 Jeff?

19 MR. ROWES: Page number 20, please.
20 Let's just scroll down a little bit, and I'll tell you
21 -- go ahead and stop right there.

22 BY MR. ROWES:

23 Q. This is a supplement that you prepared; is that
24 correct, on April 13th?

25 A. Yes, sir.

1 Q. And if you take a look at the -- at the
2 narrative, it says, "On this date, I, Detective Travis
3 James, presented this case to the Fort Bend County
4 district attorney's office." What does it mean that
5 you "presented" it to the district attorney's office?

6 A. So "presented", basically what that means is
7 I've taken all available evidence that I have known to
8 me at the time, assembled it into what we call a case
9 packet, and taken it over to the district attorney's to
10 their intake, and given it to them so that they may
11 begin their work on it.

12 Q. And when you present it, is your investigation
13 over at this point?

14 A. Considering I'm in CID, not necessarily.

15 Q. Okay. And what does the fact that you're in CID
16 have to do with whether the investigation is over once
17 you present the evidence?

18 A. So sometimes evidence will come back -- such as
19 DNA evidence, crime scene evidence, that would come
20 back after the case has been presented, potentially, so
21 then you would supplement the case, present that
22 supplement to the district attorney's office as a
23 follow-up.

24 Q. And so -- but your pre -- when you presented the
25 case to the district attorney on April 13th, you had

1 concluded, based on your investigation, that probable
2 cause existed that a crime had been committed, so
3 you're recommending to the D.A. to move forward; is that
4 correct?

5 A. I'm not recommending that the D.A. move forward.
6 I'm just presenting the case as it is at that moment.

7 Q. I see. And it's the D.A.'s independent judgment
8 about whether to move forward that decides whether the
9 case gets prosecuted; is that right?

10 A. Correct.

11 Q. But setting aside the recommendation, when you
12 presented the case on Wednesday, April 13th, you had
13 concluded that probable cause existed that Justin had
14 committed crime, after reviewing all of the evidence,
15 clueing the evidence from his cameras; is that correct?

16 A. Are you asking my personal beliefs, or --

17 Q. Yeah.

18 A. Yes.

19 Q. Okay. If you -- if you did an investigation and
20 you believed that probable cause didn't exist, would you
21 say so in your presentation to the D.A.?

22 A. Yeah. Yes, sir.

23 Q. So -- it seems obvious. Like, if you don't
24 think a crime's been committed, you don't recommend that
25 -- you don't give it to the D.A. and say, "Here's the

1 evidence"; you would tell them, "I don't think a crime
2 was committed."

3 A. Correct.

4 Q. And, obviously, you didn't have just tin's
5 videos when you did your original search warrant
6 affidavit because that was the point, but I think we've
7 established that once you got those, you reviewed those
8 before you presented the case to the district attorney;
9 that's correct, right?

10 A. Correct.

11 Q. Okay.

12 MR. ROWES: And actually, Molly, can
13 you just go to page 17 of Exhibit No. 4, please? You
14 can go ahead and stop there, actually.

15 BY MR. ROWES:

16 Q. Do you see that you sort of have a time-stamped
17 narrative of the SD card video; do you see that in the
18 middle of the page?

19 A. Yes, sir.

20 Q. And is this the narrative that you made based on
21 watching the video from Justin's camera, of the arrest
22 that Sergeant Rollins made?

23 A. Yes.

24 MR. ROWES: Molly, can you scroll
25 down to the bottom of this time-stamped narrative of

1 the video?

2 BY MR. ROWES:

3 Q. Just thinking back -- and you can refresh your
4 memory, if you want, by looking at the -- at the
5 narrative you created with the timestamps. Was there a
6 particular moment in the video where you said: Okay,
7 this is where interference occurs? Did you come to a
8 specific conclusion about a moment in the video?

9 A. For me, in my opinion, in the video, you can see
10 that Sergeant Rollins is talking with the TXANA
11 screeners, and he's having to divert his attention away
12 from talking to them to get kind of a rundown of why
13 they're out there as TXANA screeners, to ask Justin
14 Pulliam to go across the street again. That's kind of
15 when we -- in my opinion, when it begins to become
16 interference.

17 Q. Okay. Well, maybe we'll just take a look at the
18 video, actually, because it's not very long, and you're
19 correct that, like, three-quarters of the video,
20 nothing's happening. I think you note in your
21 narrative, there's sort of a little bit of conversation
22 at the beginning, then there's a four-minute gap, and
23 then the interaction between Sergeant Rollins and just
24 tin is probably about a minute long, and so maybe we
25 can just look at that, and I'll just kind of get your

1 view, because one of the things I'm trying to figure
2 out in the case is pinning down when lawful behavior
3 ends and interference begins.

4 MR. ROWES: Can you go to -- can you
5 just go ahead and go to 4:18 on the video? Kevin's seen
6 this video a million times, but you're welcome -- if
7 you'd like me to play it or you want to take a break to
8 watch the whole thing, that's fine. I'm just going to
9 start the video where Sergeant Rollins comes in. Is
10 that okay, or do you want me to watch the whole thing?

11 A. No, I'm fine.

12 MR. ROWES: Okay, so can you play
13 from about where you are, Molly, to timestamp 4:30?
14 Actually, go back to about 4:15 and then play to 4:30.

15 THE WITNESS: Is there audio for y'all?

16 MR. ROWES: Yeah, I can't hear it.
17 Can you hear it, Molly?

18 MS. HEBERT: This is Christie, and I
19 can't hear it. My guess is the Internet lag is the
20 issue. We might have to individually watch it on our
21 computers.

22 MS. HANIS: I figured it out. Hold
23 on. Let me see if this works.

24 MR. ROWES: Okay, I can hear it now.
25 So let's go back, Molly, to around 4:15, please, and

1 then just play to 4:30.

2 [Video was played.]

3 BY MR. ROWES:

4 Q. So could you hear that video okay --

5 A. Yes.

6 Q. -- Detective James -- okay, so we just saw
7 Sergeant Rollins roll up and, as you noted in your
8 narrative, it's actually hard to see in the video, but
9 he says, "You guys go across the street." He's talking
10 to everybody who's on the scene, correct?

11 A. Correct.

12 Q. And when I say "everybody who's on the scene",
13 I'm talking about the two TXANA employees, who we can
14 identify in a moment, but I'm sure you remember there
15 were two TXANA employees there in addition to Justin,
16 right?

17 A. Correct.

18 Q. And then Justin says, you know, Sergeant Rollins
19 asks him to go across the street, Justin says, "Why? So
20 you can shoot 'em?" Sergeant Rollins says, "What's
21 wrong with you man?" Sergeant Rollins asks him to go
22 across the street, and Justin says, "What's wrong with
23 you?" Do you believe interference with public duties
24 had occurred in this initial interaction?

25 A. No.

1 Q. Okay. So just -- I don't personally want to say
2 that my client's behavior was a little insulting or
3 disparaging towards Sergeant Rollins, but I could
4 understand that if someone else thought that. Is it,
5 based on your understanding of the interference statute,
6 is being insulting towards the police interference with
7 their duties?

8 A. Speech is not an interference.

9 Q. Okay. And the police officers are expected,
10 based on their professionalism, not to respond to
11 insulting provocations; is that right?

12 A. When you say "respond", are you --

13 Q. I guess I meant they're not supposed to just act
14 out of anger? They're supposed to maintain their
15 professional calm, even in a volatile situation; is that
16 right?

17 A. That's correct.

18 Q. Okay.

19 MR. ROWES: Can we -- can you just back up
20 to about 4:20, Molly, and then -- let's just -- the
21 thing I want to watch is after Sergeant Rollins says to
22 Justin, "Please go across the street", Justin turns
23 around and starts to walk there, so can you play up
24 again till about, like, 4:35, Molly?

25 [Video was played.]

1 BY MR. ROWES:

2 Q. We can stop there. So you saw, Detective James,
3 that after Sergeant Rollins has this initial
4 interaction, he says, "Go across the street", Justin
5 turns around and starts walking towards the street. Did
6 you see that?

7 A. Yes, sir.

8 Q. And so would you agree that at that point, he's
9 in compliance -- in that particular moment, he's turned
10 around and walking towards the street?

11 A. Correct.

12 Q. Okay. And then the -- civilian female says,
13 "Sir, we're with TXANA." Did you hear that?

14 A. Yes, sir.

15 Q. And can you tell me who TXANA is, just so we
16 have it on the record?

17 A. TXANA is a mental health, I guess, institution,
18 that the county uses to assist with our -- I guess our
19 individuals that we may run across in our duties who
20 have mental health issues, may be going through a
21 mental health professional crisis that need help, that
22 law enforcement may not have the tools or the ability to
23 help.

24 Q. Right, and it might be, in some cases, just
25 having a law enforcement is kind of inherently

1 escalates the situation, maybe, if you have a civilian
2 mental health worker, that sort of helps diffuse it; is
3 that right?

4 A. Potentially, yes.

5 Q. Potentially? Yeah. Okay, and so when Justin
6 turns around and starts walking away, at that point,
7 Sergeant Rollins has still ordered all three people
8 across the street, right?

9 A. Correct.

10 Q. And then the TXANA person -- actually, Molly,
11 why don't we play from about 4:25 to 4:40, and we can
12 see the TXANA employees start talking to Sergeant
13 Rollins, and then Justin starts to turn around with his
14 camera.

15 [Video was played.]

16 Q. Okay, so, at this point in the video, Justin is
17 walking backwards now, because he wants to document the
18 conversation with TXANA, apparently, and you saw that
19 the TXANA civilians were talking to Sergeant Rollins,
20 correct?

21 A. Yes.

22 Q. And did you -- did you hear -- so they announce
23 that they're from TXANA and was the purpose of that,
24 based on your personal judgment, that they were trying
25 to explain to Sergeant Rollins why their presence might

1 be permissible, and they shouldn't go across the
2 street?

3 A. Yes.

4 Q. Did the TXANA employees commit interference when
5 they explained to Sergeant Rollins why they didn't
6 think that they should have to go across the street?

7 A. No.

8 Q. And then Sergeant Rollins, in fact, rescinded
9 his order to go across the street with respect to them,
10 right? They were allowed to stay?

11 A. Correct.

12 Q. And we discussed earlier, but we didn't get into
13 it. You mentioned that, at some point in your
14 investigation between January 14th when the search
15 warrants went in, and April 13th when you presented the
16 case to the ADA, you spoke to the TXANA employees; is
17 that right?

18 A. Yes, sir.

19 Q. Did you speak to both of them, or just one?

20 A. Both of them.

21 Q. Okay. And you know, just kind of in broad brush
22 strokes, kind of what was the gist of what they told
23 you?

24 A. So, from my understanding, they were called to
25 the residence of Edwin Kraft, who was experiencing

1 homicidal, suicidal ideations, and they had been called
2 out and they had contacted us to assist.

3 Q. And so after you spoke to them, you didn't think
4 that it was unjustified for Sergeant Rollins to let
5 them stay, right? That seemed like a good decision?

6 A. Correct.

7 Q. Yeah. And we can watch the video again, if you
8 need to clarify, but at the point in which the TXANA
9 employees start talking to Sergeant Rollins, Sergeant
10 Rollins hasn't told anybody the reason why they have to
11 go across the street, correct?

12 A. No.

13 Q. He's just said "go across the street." He
14 hasn't said, "Go across the street because", right?

15 A. Correct.

16 MR. ROWES: Let's watch from 4:35 to
17 4:42, please, Molly.

18 [Video was played.]

19 Q. And this is the point where Sergeant Rollins
20 notices that Justin hasn't really started going to
21 across the street anymore and has kind of stopped,
22 right?

23 A. Correct.

24 MR. ROWES: And can you play it all
25 the way to the five-minute mark, Molly?

1 Q. You can stop it, Molly. So after -- so after
2 Sergeant Rollins orders Justin to go across the street,
3 he says, "Well, hold on. If it's not for safety", and
4 so Justin is the first person who brings up safety in
5 this discussion, correct?

6 A. Correct.

7 Q. And after Sergeant Rollins says "across the
8 street", Justin asks, "everyone, or just me", correct?

9 A. Correct.

10 Q. Do you think that, at this point, is Justin
11 committing the crime of interference with public
12 duties?

13 A. Yes.

14 Q. And why is it that he's going so now?

15 A. So, as Sergeant Rollins is kind of getting the
16 rundown -- I call it the rundown -- the update about
17 what is going on with TXANA, he's having to divert his
18 attention to Mr. Pulliam to tell him, hey, continue
19 across the street, and then some back-and-forth
20 happens, which is delaying and interfering with
21 Sergeant Rollins getting that update, maybe moving the
22 TXANA individuals out of where they are so that he can
23 speak with them on-scene, so that he can start getting
24 that situation under control. He's having to divert
25 his attention from that to Mr. Pulliam.

1 Q. So I -- I kind of get that. The one -- the one
2 follow-up I kind of want to ask is, maybe, if Sergeant
3 Rollins didn't pull the trigger a little bit too early
4 in arresting him, because, from Justin's point of view,
5 the TXANA employees had made an appeal to Sergeant
6 Rollins, Sergeant Rollins just changed his mind about
7 them, and then Justin is asking, well, does everyone
8 have to go across the street for safety? I mean, why
9 isn't, at this point, Justin is just trying to clarify
10 and kind of plead his case to see if he can stay, too?
11 In other words, why didn't it become interference then,
12 and not just Justin is asking Sergeant Rollins of
13 Sergeant Rollins is willing to change his mind?

14 A. So you're asking why does it become interference
15 then?

16 Q. Yeah, I mean, looking at it -- let's say we look
17 at it from Justin's perspective, and he sees the TXANA
18 people have been ordered to go across the street, then
19 they talk to Sergeant Rollins, and he changes his mind,
20 and so then Justin asks Sergeant Rollins, wait a
21 minute, do I have to go? Is it everybody, or is it
22 just me? Looking at it from Justin's perspective, why
23 isn't this just him trying to clarify the situation the
24 same way the TXANA people clarified the situation, and,
25 since Sergeant Rollins just changed his mind, maybe

1 Justin thinks Sergeant Rollins will change his mind
2 again with respect to him, Justin.

3 A. Okay. So your question is -- I'm just trying to
4 understand --

5 Q. Yeah, I guess what I mean to say is that, like,
6 the TXANA women talked to Sergeant Rollins, Sergeant
7 Rollins changed his mind, and so Justin sees that, and
8 he thinks well, I want to talk to Sergeant Rollins a
9 little bit more to see if he'll change his mind about
10 me, so I'm trying to figure out, if it wasn't
11 interference for the TXANA personnel to get Sergeant
12 Rollins to change his mind, why did it become
13 interference for Justin to talk to Sergeant Rollins to
14 see if he'd change his mind?

15 A. Based off of my experience, I believe it became
16 interference with Justin due to the fact that Justin
17 was not directly involved in the case, meaning he
18 wasn't the reportee like the TXANA workers were, or he
19 wasn't Mr. Kraft's mother, Frances, who has direct
20 knowledge of Mr. Kraft. The TXANA workers have direct
21 knowledge of Mr. Kraft, and they are the reportees.
22 They're the ones calling us out there. That's my
23 understanding.

24 Q. But do you think that -- so I think that's
25 arguable and could be justifiable. I guess what I'm

1 thinking is, since Justin may not have understood or
2 known that, why couldn't Sergeant Rollins have just
3 explained, "Well, there's a reason they get to stay.
4 They're involved, here, but you're just documenting it,
5 so you need to go across the street and we're going to
6 take steps ensure the safety of the TXANA people",
7 something like that?

8 A. In laymen's terms, when you have a subject who's
9 barricaded in a residence, who is going through
10 homicidal, suicidal ideations, those are very dangerous
11 situations, and the more time you spend out in the
12 open, the more time you're at risk. Does that make
13 sense?

14 Q. It does. I understand what you mean. Did the
15 TXANA employees, when you spoke to them, talk about
16 where Sergeant Rollins relocated them, or when they got
17 relocated to a safe area?

18 A. I believe they were relocated shortly after
19 Mr. Pulliam was arrested, and they were relocated
20 behind a Tahoe that was out of view of the residence of
21 Mr. Kraft.

22 Q. So since the search warrant affidavits don't
23 mention the TXANA employees, is that because you just
24 hadn't spoken to them yet, or is there a reason why
25 they weren't included in the search warrant affidavits?

1 A. So when I reviewed the video, I saw that they
2 were directly involved, and one of them said, "Hey, you
3 can't film my client." It's a public place, but
4 whatever, so, at that point, my opinion was they needed
5 to be interviewed for potential exculpatory evidence,
6 along those lines.

7 Q. Right. So I -- I asked a -- you answered the
8 question I asked, but I didn't ask the question I meant
9 to ask. So my question is: When you did the search
10 warrant affidavits for Judge Becerra on January 14th,
11 the TXANA screeners -- you hadn't seen the video yet,
12 and the TXANA screeners were not included in your -- in
13 your discussion of the facts for the search warrants in
14 January. Did you know the TXANA people were involved
15 at that point, and you just chose not to include them,
16 or kind of -- when did you figure out the TXANA people
17 were actually involved?

18 A. I knew they were on-scene. I didn't realize
19 their level of involvement until the video.

20 Q. I see. And so you didn't feel like it was
21 necessary, leading up to the January 14th search warrant
22 affidavits, to talk to them first --

23 A. Correct.

24 Q. -- before doing the search warrants -- okay.
25 One thing -- I'm curious whether you've heard about it,

1 actually, and we didn't ask the other officers about
2 this, but it occurs to me, I've heard of -- a criminal
3 defense attorney told me that interference with public
4 duties is also known among criminal defense lawyers,
5 and maybe among the police, as "contempt of cop." Have
6 you ever heard that expression, "contempt of cop"
7 before?

8 A. Yes.

9 Q. And what does that mean to you, or, like, when
10 you hear "contempt of cop", what do you think that that
11 means?

12 A. It means that -- to me, that law enforcement has
13 become upset at somebody who maybe is doing something
14 or saying something to law enforcement that is upsetting
15 to them, and they will take them to jail.

16 Q. I see. And did you consider the possibility
17 that there was the kind of contempt of cop dynamic
18 going on, because Justin had said that insulting
19 phrase, "So you can shoot him", that kind of thing?
20 Had you considered that possibility in investigating
21 this?

22 A. Yes.

23 Q. And how -- so, obviously, you moved ahead and
24 made the presentation that you did to the ADA. How did
25 you conclude that this was not maybe a contempt of cop

1 situation, but was, in fact, a legitimate arrest for
2 interference?

3 A. Just based off my -- I've known Sergeant Rollins
4 for years. I also know that his interaction with
5 individuals is usually very calm and professional, just
6 like I am.

7 Q. And, for the record, I know he's Lieutenant
8 Rollins now. I'm just using "Sergeant Rollins" because
9 it seems easiest because that's what it says in all the
10 documents about the case.

11 A. Correct.

12 MR. ROWES: Can we go, Molly, please, to
13 Exhibit No. 4, and that's the offense report, on page
14 10.

15 Q. We're almost finished, by the way. You can take
16 a break at any time you want, but we're almost finished
17 so maybe we can just, like, push through. I'll take a
18 break in a few minutes when I'm finished talking about
19 this, and decide if I'm actually finished.

20 MR. ROWES: Can you just move it up a
21 little bit, Molly? I'm sorry, the -- move it -- so not
22 the Fort Bend County -- get rid of the Fort Bend County
23 Sheriff stuff so we can see more of the -- there we go.

24 Q. I was just hoping you could walk through some
25 things, here, that I don't completely understand, since

1 it's kind of unfamiliar.

2 A. Sure.

3 Q. What is this page, page 10 of Exhibit No. 4,
4 documenting?

5 A. Looks like it's documenting that our records, a
6 clerk attached the case presentation slip.

7 Q. Got it. Is that who Lynda Lynette Flory is, the
8 records keeper?

9 A. Yes, one of them.

10 Q. One of them, okay. And what is the next line
11 down where it says, "Assignment", and it says
12 "IAD/RECORDS/ALARMDETAIL", etcetera. Can you tell me
13 what that means?

14 A. That would be just their -- to my understanding,
15 that would just be, like, their general overall
16 assignment in the sheriff's office.

17 Q. And if you look at the bottom, it says,
18 "Approving officer", and then it has the ID of the
19 officer, I presume DXE004 is someone -- and is this
20 someone who would have reviewed this entry before it was
21 actually posted to the offense report?

22 A. Yes.

23 Q. And down towards the bottom, it says, "LNordt."
24 Is that a person?

25 A. I believe so, yes.

1 Q. Okay. It's someone in the records department?

2 A. Possibly. I don't know.

3 Q. Speaking in terms of your various additions to
4 the offense reports, were each of those reviewed by your
5 supervisor before they were posted?

6 A. My various supplements?

7 Q. Yes. Your personal ones.

8 A. Yes.

9 Q. And did you get any feedback to change things,
10 beyond just sort of typos and a little bit --

11 A. No.

12 Q. Okay. So, basically, when you did your offense
13 reports, they were signed off on as written?

14 A. Correct.

15 MR. ROWES: Could you just go to page 11,
16 Molly?

17 Q. If you could look at page 11 in the "Narrative"
18 section, it looks like you had a conversation with
19 Deputy Guajardo, G-U-A-J-A-R-D-O; is that correct?

20 A. Correct.

21 Q. How did you contact Deputy Guajardo?

22 A. By phone.

23 Q. Why did you contact Deputy Guajardo?

24 A. Because I saw that she was on the call slip, and
25 there was no supplement report generated by her.

1 Q. And what did she tell you, generally?

2 A. That she had just been dispatched out there to
3 assist TXANA as a crisis intervention officer.

4 Q. And so she had special training and skills for
5 dealing with people who might be in a mental health
6 crisis; is that right?

7 A. Correct.

8 Q. And did you learn anything new about the arrest
9 of Justin Pulliam that day that you didn't already know
10 based on your conversations with Deputy Guajardo?

11 A. No.

12 Q. In the process of doing your investigation into
13 the interference charge, did you talk to anybody else
14 within the sheriff's office to try to understand the
15 crime of interference better?

16 A. No.

17 Q. Did you talk to anybody who had previously
18 arrested someone for interference, to get their take?

19 A. No.

20 Q. Did you discuss this case at all with the
21 sheriff?

22 A. With the sheriff? No.

23 Q. Did you discuss it with anyone higher up the
24 chain of command besides your immediate supervisor?

25 A. No.

1 Q. When you presented the case to the ADA, did the
2 ADA contact you again and ask you to engage in some
3 follow-up investigation?

4 A. Not that I recall.

5 Q. Well, other than -- because I think once I
6 presented it, we were still waiting on the body camera
7 video.

8 Q. Okay. Do you present all of the cases you
9 investigate to the ADA, or are there some cases where
10 you don't present anything to the ADA?

11 A. There are some cases I don't present.

12 Q. So if it's just -- you might investigate
13 something, you conclude that, clearly, no crime has been
14 committed by the -- there might have been a crime
15 committed, but it's not a crime committed by this
16 particular suspect, and then you just won't even
17 proceed to the steps of notifying the ADA; is that
18 right?

19 A. Correct.

20 Q. Do you have to get sign-off from anybody above
21 you if you decide not to present an investigation to
22 the ADA because you think that there isn't enough
23 evidence?

24 A. No.

25 Q. And do you just make your decision based about

1 whether to present or not, I guess, just based on
2 whether your investigation determines whether there's
3 evidence to show that a crime was committed?

4 A. Are you referring to, like, probable cause --

5 Q. Yeah, just in general, yeah. Like if you're
6 going to -- so like if you're willing to take the step
7 to presenting it to the ADA, that's based on your
8 assessment of the evidence that a crime has at least
9 probably been committed; is that right?

10 A. Correct.

11 MR. ROWES: I don't think I have
12 anymore questions. I'd like to ask to take a break for
13 about ten minutes. Could we come back at 11:05, and I
14 can just consult with my colleagues, and then we'll see
15 if Kevin has anymore questions and we might be done.

16 MR. HEDGES: Very good.

17 COURT REPORTER: Off the record, 10:54.

18 MR. ROWES: Detective James, I don't
19 have any further questions for you. I'd like to thank
20 for coming out today and for answering my questions with
21 candor and respect. I really appreciate that. I'll
22 pass the witness to you, Kevin, if you have any
23 questions.

24 MR. HEDGES: We don't have any
25 questions at this time. I think we're done.

Travis James

1 MR. ROWES: And you'll read and sign,
2 I presume?

3 MR. HEDGES: Yes, and we do want a
4 copy.

5 MR. ROWES: All right, thank you,
6 everybody, appreciate it.

7 [Deposition was concluded 11:00 a.m.]

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1 REPORTER CERTIFICATION

2 ORAL DEPOSITION of TRAVIS JAMES, taken on August
3 30, 2023.

4 I, Sarah B. Townsley, CCR, RPR, CSR, hereby certify
5 to the following:

6 That the witness, TRAVIS JAMES, was duly sworn by me,
7 and that the transcript of the deposition is a true
8 record of the testimony given by the witness;

9 That examination and signature of the witness to the
10 deposition transcript was reserved by the witness at the
11 time of the deposition;

12 I further certify that I am neither counsel for,
13 related to, nor employed by any of the parties in the
14 action in which this proceeding was taken, and, further,
15 that I am not financially or otherwise interested in the
16 outcome of this action.

17 Certified by me on this 19th day of September, 2023.

18

19



20

Sarah B. Townsley CRR CCR CSR RPR

21

Certified Realtime Reporter

22

TX CSR #5746; LA CCR #92016; RPR 814558

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24

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**PLAINTIFF’S REPLY IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT**

Pulliam v. County of Fort Bend, Texas, et al.

Case No. 4:22-cv-4210

EXHIBIT C

FORT BEND COUNTY SHERIFF**21-50633**Reported Date
12/21/2021Rpt/Incident Typ
INTDUTIESMember#
RODRIGUEZ, RICKY MSupplement No
ORIGPhone
281-342-6116
Fax**Administrative Information**

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633		Supplement No ORIG		Reported Date 12/21/2021		Reported Time 09:28		CAD Call No 213550380	
Status Arrest		Rpt/Incident Typ Interfer with Duties of Peace Officer									
Location 22134 FM 762										City DAMON	
ZIP Code 77430		Rep Dist 723R		Area 9		Beat 9		From Date 12/21/2021		From Time 09:24	
								To Date 12/21/2021		To Time 11:39	
Member# RMR002/RODRIGUEZ, RICKY M						Assignment PATROL DEPUTY DAY SHIFT				Entered By RMR002	
Assignment PATROL DEPUTY DAY SHIFT				RMS Transfer Successful		Prop Trans Stat Successful		Property? Property		Approving Officer SXG004	
Approval Date 12/27/2021		Approval Time 09:27:22									
# Offenses 1		Offense INTDUTIES				Description INTERFER WITH DUTIES				Complaint Type	
NIBRS 1 90ZCN		88		07		Seq # 1				IBRS 90Z	
Attempted/Completed C		Used N		Bias 88		Location Type 07		# Premises		Method of Entry	
								Criminal Activity		Weapon/Force	
Cargo Theft?											

Person Summary

Invl ARR		Invl No 1		Type I		Name PULLIAM, JUSTIN				MNI 1614093	
Race W		Sex M		DOB 11/21/1989							

Property Summary

Involvement EVD		Description Article: CAMERA EQUIPMENT/PHOTOS CAMERA PANASO S1 PANASONIC S1									
Serial No		Value									
Involvement EVD		Description Article: CAMERA EQUIPMENT/PHOTOS PARTS LENS/FILTER									
Serial No		Value									
Involvement EVD		Description Article: CAMERA EQUIPMENT/PHOTOS PARTS CAMPRO CAMPRO BAODY CAM									
Serial No		Value									
Involvement EVD		Description Article: CAMERA EQUIPMENT/PHOTOS PARTS WISE WISE XD MEMORY CARD									
Serial No		Value									
Involvement EVD		Description Article: CAMERA EQUIPMENT/PHOTOS PARTS LEXAR LEXAR SD MEMORY CARD									
Serial No		Value									

Report Officer
RMR002/RODRIGUEZ, RICKY M

Page 1 of 6

EXHIBIT**4**Printed At
06/08/2023 12:00**FBC001336**

FORT BEND COUNTY SHERIFF**Property Summary**

Involvement EVD	Description Article: CAMERA EQUIPMENT/PHOTOS PARTS RHODE RHODE MICROPHONE
Serial No	Value
Involvement EVD	Description Article: CAMERA EQUIPMENT/PHOTOS PARTS CAMERA BATTERY
Serial No	Value
Involvement EVD	Description Article: CAMERA EQUIPMENT/PHOTOS PARTS PHONE HOLDER/ADAPTER
Serial No	Value
Involvement EVD	Description Article: OFFICE EQUIPMENT CELLPH APPLE APPLE IPHONE
Serial No	Value

Summary Narrative

During a investigation, Justin Pulliam was found interfering with public duties and arrested.

Report Officer
RMR002/RODRIGUEZ, RICKY M

Printed At
06/08/2023 12:00

FORT BEND COUNTY SHERIFF**Arrested person 1: PULLIAM,JUSTIN**

Involvement		Invl No	Type				
Arrested person		1	Individual				
Name				MNI	Race	Sex	
PULLIAM, JUSTIN				1614093	White	Male	
DOB	Age	Ethnicity	Juvenile?	Height	Weight	Hair Color	Eye Color
	32	Not of Hispanic origin	No	5'08"	230#	Red or Auburn	Blue
OFN_INVL	PRN	NIBRS					
1	1105672	32 R	N				
Vic/Ofnd Age	Residence	Sexual Assault?					
32	Resident	No					
Type	Address						
Home	8919 JAPONICA DR						
City	State	ZIP Code	Date				
ROSENBERG	TEXAS	77469	12/21/2021				
Type	ID No	OLS					
OPERATOR LICENSE	23240591	TEXAS					
Phone Type	Phone No	Date					
Cell	(979) 246-4545	12/21/2021					
Type	Email						
Home							
Involvement	Arrest Type	Arrest Date	Arrest Time	Booking No	Book Date	Book Time	
Arrested	Arrested	12/21/2021	11:09:00	21-10328	12/21/2021	11:39:00	
Status	Dispo						
NORMAL BOOKING	MISDEMEANOR-17 YOA and older						
Arrest Location						City	
22134 FM 762						DAMON	
Rep Dist	Beat	Physical Condition					
723R	9	NORMAL AND HEALTHY					
NIBRS							
N01							
Multi-Arrests		Armed With					
Not applicable		Unarmed					
Charge		Level	Charge Literal				
73991084		MB	INTERFER W/PUBLIC DU				

Property							
Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces
1	Evidence	12/21/2021	Yes	No	210004180	1	1
Description						Typ	
PANASONIC S1						Article	
Cat		Article	Brand	Model			
CAMERA EQUIPMENT/PHOTOS		Camera	PANASO	S1			
IBRS Type			Storage Building	Entered Date	Entered Time		
Photographic, Optical equipment			A Room	12/21/2021	17:00		
RMS Transfer		Control					
Successful		RMR002 1221211825					
Link	Involvement	Invl No	Name	Race		Sex	
OWN	ARR	1	PULLIAM, JUSTIN	W		M	
DOB							

Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces
2	Evidence	12/21/2021	Yes	No	210004180	2	1
Description						Typ	
LENS/FILTER						Article	
Cat		Article					
CAMERA EQUIPMENT/PHOTOS		Camera Parts and accessories					
IBRS Type			Storage Building	Entered Date	Entered Time		
Photographic, Optical equipment			A Room	12/21/2021	17:01		
RMS Transfer		Control					
Successful		RMR002 1221211825					
Link	Involvement	Invl No	Name	Race		Sex	
OWN	ARR	1	PULLIAM, JUSTIN	W		M	
DOB							

Report Officer
RMR002/RODRIGUEZ, RICKY MPrinted At
06/08/2023 12:00

FORT BEND COUNTY SHERIFF

Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces	
3	Evidence	12/21/2021	Yes	No	210004180	3	1	
Description CAMPRO BAODY CAM							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories			Brand CAMPRO		
IBRS Type Photographic, Optical equipment			Storage Building A Room			Entered Date 12/21/2021	Entered Time 17:02	
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces	
4	Evidence	12/21/2021	Yes	No	210004180	4	1	
Description WISE XD MEMORY CARD							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories			Brand WISE		
IBRS Type Photographic, Optical equipment			Storage Building A Room			Entered Date 12/21/2021	Entered Time 17:03	
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces	
5	Evidence	12/21/2021	Yes	No	210004180	5	1	
Description LEXAR SD MEMORY CARD							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories			Brand LEXAR		
IBRS Type Photographic, Optical equipment			Storage Building A Room			Entered Date 12/21/2021	Entered Time 17:04	
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces	
6	Evidence	12/21/2021	Yes	No	210004180	6	1	
Description RHODE MICROPHONE							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories			Brand RHODE		
IBRS Type Photographic, Optical equipment			Storage Building A Room			Entered Date 12/21/2021	Entered Time 17:04	
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop #	Involvement	Invl Date	In Custody?	Security	Tag No	Item No	# Pieces	
7	Evidence	12/21/2021	Yes	No	210004180	7	1	
Description CAMERA BATTERY							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories			Brand RHODE		
IBRS Type Photographic, Optical equipment			Storage Building A Room			Entered Date 12/21/2021	Entered Time 17:05	
RMS Transfer Successful		Control RMR002 1221211825						
Report Officer RMR002/RODRIGUEZ, RICKY M								
Printed At 06/08/2023 12:00								

FORT BEND COUNTY SHERIFF

Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop # 8	Involvement Evidence	Invl Date 12/21/2021	In Custody? Yes	Security No	Tag No 210004180	Item No 8	# Pieces 1	
Description PHONE HOLDER/ADAPTER							Typ Article	
Cat CAMERA EQUIPMENT/PHOTOS			Article Camera Parts and accessories					
IBRS Type Photographic, Optical equipment				Storage Building A Room		Entered Date 12/21/2021		Entered Time 17:05
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Prop # 9	Involvement Evidence	Invl Date 12/21/2021	In Custody? Yes	Security No	Tag No 210004180	Item No 9	# Pieces 1	
Description APPLE IPHONE							Typ Article	
Cat OFFICE EQUIPMENT		Article Cell Phone, pagers, PDA's			Brand APPLE	Article Color Black		
IBRS Type Portable Electronic communications				Storage Building A Room		Entered Date 12/21/2021		Entered Time 17:06
RMS Transfer Successful		Control RMR002 1221211825						
Link OWN	Involvement ARR	Invl No 1	Name PULLIAM, JUSTIN				Race W	Sex M
DOB [REDACTED]								
Modus Operandi								
Physical Evidence VIDEO TAPE		Premise Type BUSINESS OTHER		Crime Code(s) OFFENSES AGAINST PUBLIC ADMIN - OTHER				
Narrative								

Introduction:

On December 21, 2021 at about 0930 hours, I, Deputy R. Rodriguez #1423 was dispatched to 22134 FM 1462, Damon, Fort Bend County, Texas in reference to a Check Welfare.

Deputy M. Lacey (24P10) and I were dispatched to this call for service regarding a subject by the name of Edwin Kraft (21-50632). The service call was placed by Texana staff who stated that Edwin Kraft was having homicidal thoughts and had recently locked his mother out of the house. Deputy Lacey made location prior to me and observed Edwin Kraft come out of the residence while he was speaking to Edwin Kraft's mother. Deputy Lacey believed that Edwin Kraft went back in the house. Edwin Kraft is known to abuse drugs and has been arrested on stalking and possession charges in the past. Edwin Kraft has also been known to threaten civilians and had recently threatened to shoot Law Enforcement. Edwin Kraft has also been known to always be in possession of firearms.

While Deputy Lacey and I were creating a perimeter around the residence and keeping cover, a maroon pickup truck pulled in front of the residence that is connected to the old Kraft County Store. A male subject that would later be identified Justin Pulliam (DOB: [REDACTED]), got out of the truck with multiple cameras and began filming. Justin Pulliam moved closer to the residence and gave him a command to stay back while I attempted to get closer to the residence. Shortly after, Sgt Rollins (22S7) arrived on location. I observed Sgt Rollins begin speaking with Justin Pulliam, but could not hear everything said. I heard Sgt Rollins tell Justin Pulliam that he needed to leave the location for safety reasons and Justin Pulliam began to argue with him. After refusing to leave, Sgt Rollins placed Justin Pulliam in handcuffs and placed him in the backseat of my marked patrol car. (See Sgt supplement). Justin Pulliam was placed in custody for Interfering with Public Duties and later transported to the Fort Bend County Jail without incident.

Report Officer RMR002/RODRIGUEZ, RICKY M	Printed At 06/08/2023 12:00
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FBC001340

FORT BEND COUNTY SHERIFF

Narrative

The camera equipment and cell phone that Justin Pulliam was using to record was seized as evidence and later booked into the Fort Bend County Evidence Department in Richmond. The property was photographed prior to booking in (see property list). While booking Justin Pulliam in, I did not locate any identification or vehicle keys on his person. I asked Justin Pulliam about his vehicle that he drove to the location in, but he would not answer and responded that he pleads the Fifth Amendment. I asked Justin Pulliam if he wanted us to release the vehicle to someone or tow it. Justin Pulliam did not respond. The vehicle was possibly later picked up by Justin Pulliam's friends, after Deputy Mendoza confirmed it was no longer at the original location.

Scene Summary:

22134 FM 1462 is a previous place of business that was commonly known as the Kraft Country Store. The business is shut down and there is a manufacture home located on the southwest side of the store.

Crime Scene Search:

During the investigation I used my L3 body mic and dash camera. The video was uploaded to the Richmond L3 server and case number added.

I took photos using my county issued camera and downloaded them to the e-files tab of this report.

Evidence seized from Justin Pulliam was booked into the Richmond Evidence Department locker A-28.

Attachments:

None

Audio: Yes (L3)

Video: Yes (L3)

Photos: No

Report Officer RMR002/RODRIGUEZ, RICKY M	Printed At 06/08/2023 12:00
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FBC001341

FORT BEND COUNTY SHERIFF**21-50633**

Reported Date
12/22/2021
 Rpt/Incident Typ
INTDUTIES
 Member#
ROLLINS, TAYLOR

Supplement No
0001

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633		Supplement No 0001		Reported Date 12/22/2021		Reported Time 06:41		CAD Call No 213550380	
Status Arrest		Rpt/Incident Typ Interfer with Duties of Peace Officer									
Location 22134 FM 762										City DAMON	
ZIP Code 77430		Rep Dist 723R		Area 9		Beat 9		From Date 12/21/2021		From Time 09:24	
								To Date 12/21/2021		To Time 11:39	
										Primary Unit 22P14	
Member# TXR003/ROLLINS, TAYLOR						Assignment PATROL SERGEANT DAY SHIFT				Entered By TXR003	
Assignment PATROL SERGEANT DAY SHIFT						RMS Transfer Successful		Prop Trans Stat Successful		Approving Officer TXR003	
Approval Date 12/27/2021				Approval Time 06:22:25							

Summary Narrative**Modus Operandi**

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

21-50633
 December 21, 2021
 Sergeant T. Rollins #786
 Supplement #1

On December 21, 2021 I, Sergeant T. Rollins, was dispatched to 22134 FM 762. Edwin Kraft's mother called in stating her son was Homicidal, Suicidal, and Psychotic. She stated she slept in her car all night because she was afraid for her life. Edwin Kraft locked her out of the house and would not communicate with her. Edwin Kraft was having hallucinations and saying there were people in the walls and ceiling trying to get him.

For the last few weeks, we have had several reports of Edwin Kraft walking around with either a firearm, machete, or a baseball bat threatening the public. We also had an active warrant for his arrest for Stalking. Edwin Kraft is known to use Methamphetamines, and last year tried to set a church on fire. On many occasions he has made direct threats to shoot Law Enforcement Officers.

Due to Edwin Kraft's mental state, and the reports of him being armed with a weapon, and his past violent history, we treated the call like a barricaded person and set up a perimeter around the house.

Upon my arrival, 2 Deputies were setup on the front and backside of the residence behind cover and concealment. I noticed a male subject standing in the direct line of fire in front of the residence, video recording with a body worn camera and a handheld camera. There were 3 females close to him as well. I immediately told all of them to quickly move across the street. The females identified themselves as Edwin Kraft's mother and 2 Mental Health Screeners from Texana. I wanted to utilize them to help make contact with Edwin Kraft so I moved them to a safe location behind our vehicle and behind a gas station next door. I told the male subject video

Report Officer TXR003/ROLLINS, TAYLOR	Printed At 06/08/2023 12:00
Page 1 of 2	

FBC001342

FORT BEND COUNTY SHERIFF

Narrative

recording, later identified as Justin Pulliam, he needed to move across the street. Justin Pulliam looked at me and said, "Why? So ya'll can shoot him?" I asked him what was wrong with him. I again told him to move across the street because he couldn't stand there due to it being directly in front of the residence where Edwin Kraft was barricaded with a weapon. He began to walk in that direction, then stopped and said, "you didn't say it was for my safety". I told Justin Pulliam it was in fact for his safety. I again told him to move across the street and said I wasn't going to say it again. I told Justin Pulliam he had 5 seconds to start moving and he just stood there. By him staying in that area it put him and myself in danger. I began to count down from 5 down to 1, and Justin did not move. I placed Justin Pulliam in custody for Interference with Public Duties. I placed him inside a marked Tahoe, then had the Tahoe moved to a safer location.

Edwin Kraft was later found in a field behind his house armed with a rifle. Edwin Kraft had no regard for anyone's safety and pointed the rifle at Deputies. He was taken into custody for Aggravated Assault on a Peace Officer, Interfering, and Stalking (Warrant).

END OF SUPPLEMENT

Report Officer TXR003/ROLLINS, TAYLOR	Printed At 06/08/2023 12:00
Page 2 of 2	

FBC001343

FORT BEND COUNTY SHERIFF

1419 WILLIAMS WAY BLVD

21-50633

Reported Date

01/07/2022

Rpt/Incident Typ

INTDUTIES

Member#

ARRIAGA, JENNIFER LYNN

Supplement No

0002

Phone

281-342-6116

Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0002	Reported Date 01/07/2022	Reported Time 10:31	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
		To Date 12/21/2021	To Time 11:39	Primary Unit 22P14	
Member# JLA002/ARRIAGA, JENNIFER LYNN			Assignment ID INVESTIGATOR		Entered By JLA002
Assignment ID INVESTIGATOR		RMS Transfer Successful	Prop Trans Stat Successful	Property? None	Approving Officer RNA001
Approval Date 01/10/2022		Approval Time 08:31:59			

Modus Operandi

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

Property Release Supplement
Case Number 21-50633
Deputy J Garza #4347

On 1/7/2022 at approximately 10:15, I, Deputy Garza, was contacted by records, Justin Pulliam, was in the records lobby to pick up property. Lt. Heinemeyer has approved that the property could be released to Justin Pulliam. I released the following property to Justin Pulliam.

210004180 1 PANASONIC S1
210004180 2 LENS/FILTER
210004180 6 RHODE MICROPHONE
210004180 7 CAMERA BATTERY
210004180 8 PHONE HOLDER/ADAPTER

Justin Pulliam signed the property receipt form. I uploaded the signed property receipt form and a copy of his ID into the e-files.

Supplement concluded by Deputy J Garza #4347
Supervisor Sgt. R Ayoub

Report Officer
JLA002/ARRIAGA, JENNIFER LYNN

Printed At
06/08/2023 12:00

FORT BEND COUNTY SHERIFF**21-50633**Supplement No
0003
 Reported Date
01/11/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
FLORY, LINDA LYNETTE

 Phone
281-342-6116
 Fax
1410 WILLIAMS WAY BLVD**Administrative Information**

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633		Supplement No 0003		Reported Date 01/11/2022		Reported Time 15:49		CAD Call No 213550380	
Status Arrest		Rpt/Incident Typ Interfer with Duties of Peace Officer									
Location 22134 FM 762										City DAMON	
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24	To Date 12/21/2021	To Time 11:39	Primary Unit 22P14			
Member# LLF003/FLORY, LINDA LYNETTE											
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						Entered By LLF003					
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						RMS Transfer Successful		Prop Trans Stat Successful			
Approving Officer DXE004			Approval Date 01/13/2022			Approval Time 13:56:05					

Modus Operandi
 Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER
Narrative

Supplement Generated for Attachment Purposes

Case Presentation

 LNordt
 Records

Report Officer LLF003/FLORY, LINDA LYNETTE	Printed At 06/08/2023 12:00
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FBC001345

FORT BEND COUNTY SHERIFF**21-50633**Supplement No
0004
 Reported Date
12/21/2021
 Rpt/Incident Typ
INTDUTIES
 Member#
GUAJARDO, MICHELLE

 Phone
281-342-6116
 Fax
1416 WILLIAMS WAY BLVD**Administrative Information**

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633	Supplement No 0004	Reported Date 12/21/2021	Reported Time 10:03	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer					
Location 22134 FM 762						City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:30	To Date 12/21/2021
				To Time 13:33	Primary Unit 22P14	
Member# MXG001/GUAJARDO, MICHELLE				Assignment CRISIS INTERVENTION TEAM		Entered By MXG001
Assignment CRISIS INTERVENTION TEAM		RMS Transfer Successful	Prop Trans Stat Successful	Property? None	Approving Officer MFT001	
Approval Date 01/19/2022		Approval Time 17:09:58				

Summary Narrative

SUPPLEMENT:

Modus Operandi
 Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER
Narrative

On January 18, 2022 I, CIT M. Guajardo #4340 was contacted by Detective T. James to write a supplement on this case in reference to any involvement I had with Justin Pulliam.

On December 21, 2021 at around 0930 hours I, CIT Deputy M. Guajardo #467 was dispatched to 22134 FM 762 to a CIT Check Welfare. Upon my arrival I, CIT Deputy M. Guajardo observed Sgt. Taylor placing handcuffs on a white male and placing him in a marked patrol car. The male was later identified as Justin Pulliam. I, CIT Deputy M. Guajardo had not interaction with Justin Pulliam.

ATTACHMENTS:

None

AUDIO: N

VIDEO: N

PICS: N

 Report Officer
MXG001/GUAJARDO, MICHELLE

 Printed At
06/08/2023 12:00

FORT BEND COUNTY SHERIFF**21-50633**Supplement No
0005
 Reported Date
03/18/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
CLARK, JACK D JR

 Phone
281-342-6116
 Fax
1410 WILLIAMS WAY BLVD**Administrative Information**

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633	Supplement No 0005	Reported Date 03/18/2022	Reported Time 13:52	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer					
Location 22134 FM 762						City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24	To Date 12/21/2021
Member# JDC003/CLARK, JACK D JR		Assignment ID INVESTIGATOR		Entered By JDC003		
Assignment ID INVESTIGATOR		RMS Transfer Successful	Prop Trans Stat Successful	Approving Officer RNA001		Approval Date 03/23/2022
Approval Time 08:41:52						

Summary Narrative
 Supplement
 Case #21-50633
 03/18/2022
Property

Prop # 1	Involvement Evidence	Invt Date 03/18/2022	In Custody? Yes	Security No	Tag No 220000966	Item No 1
Description 16 GB USB from GHRCFL "video from GHR016552"						Cat COMPUTERS
Article Parts and Accessories		IBRS Type Computer hardware, software		Entered Date 03/18/2022		Entered Time 13:52
RMS Transfer Successful	Control JDC003 0318221357					

Modus Operandi

Crime Code(s) OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative
 Supplement
 Case #21-50633
 Inv. J. Clark
 03/18/2022

On Friday March 18, 2022, at about 1300 hours, I, Inv. J. Clark, transported evidence from the Greater Houston Regional Computer Forensics Laboratory to the Fort Sheriff's Office. The following item was submitted to evidence:

1) 16 GB Sandisk USB labelled "This device contains extracted video from GHR016552 for Investigator".

The item was released to the Evidence Custodian.

The Chain of Custody form was copied into E-File and the original forwarded to Records

Report Officer JDC003/CLARK, JACK D JR	Printed At 06/08/2023 12:00
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FBC001347

FORT BEND COUNTY SHERIFF

Narrative

End Supplement
Supervisor Sgt. Ayoub

Report Officer

JDC003/CLARK, JACK D JR

Printed At

06/08/2023 12:00

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FBC001348

FORT BEND COUNTY SHERIFF

1410 WILLIAMS WAY BLVD

21-50633

Reported Date
03/20/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
JAMES, TRAVIS A

Supplement No
0006

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0006	Reported Date 03/20/2022	Reported Time 20:04	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
			To Date 12/21/2021	To Time 11:39	Primary Unit 5D29
Member# TAJ001/JAMES, TRAVIS A					
Assignment CID INVESTIGATOR - Crimes Against Persons				Entered By TAJ001	
Assignment CID INVESTIGATOR - Crimes Against Persons				RMS Transfer Supplement Transfer Complete	
Prop Trans Stat Successful	Property? None	Approving Officer APH002	Approval Date 03/31/2022		Approval Time 20:38:23

Summary Narrative

Detective Travis James #3009
 FBCSO Case #21-50633/Interference with Public Duties
 22134 FM 762, Damon, Fort Bend County
 Thursday January 06, 2022
 Supplement #6

Witness 1: LEIFLER, APRIL

Involvement Witness 1	Invl No 1	Type Individual	Name LEIFLER, APRIL			
MNI 1479196	Race White	Sex Female	DOB [REDACTED]	Age 36	Ethnicity Not of Hispanic origin	Juvenile? No
Weight 200#	Hair Color Brown	Eye Color Brown	RMS Transfer Successful	PRN 1126304		
Type Work/Business	Address 4910 AIRPORT AVENUE					
City RICHMOND	State TEXAS	ZIP Code 77471	Date 03/20/2022			
Type OPERATOR LICENSE	ID No 19696644	OLS TEXAS				
Phone Type Work/Business	Phone No (346) 762-0268	Date 03/20/2022				

Witness 2: ROSAS, LORI

Involvement Witness 2	Invl No 2	Type Individual	Name ROSAS, LORI			
MNI 1667704	Race White	Sex Female	DOB [REDACTED]	Age 34	Juvenile? No	RMS Transfer Successful
			PRN 1126305			
Type Work/Business	Address 4910 AIRPORT AVENUE					
City RICHMOND	State TEXAS	ZIP Code 77471	Date 03/20/2022			

Report Officer
TAJ001/JAMES, TRAVIS A

Printed At
06/08/2023 12:00

FORT BEND COUNTY SHERIFF

Phone Type Cell	Phone No (832) 945-0813	Date 03/20/2022
Modus Operandi		
Crime Code(s) OFFENSES AGAINST PUBLIC ADMIN - OTHER		
Narrative		

Detective Travis James #3009
FBCSO Case #21-50633/Interference with Public Duties
22134 FM 762, Damon, Fort Bend County
Thursday January 06, 2022
Supplement #6

(Case Assigned)

On this date, I Detective Travis James #3009, employed by the Fort Bend County Sheriff's Office, Criminal Investigation, was assigned this case for follow up.

I read the report completed by **Deputy Ricky Rodriguez, with the Fort Bend County Sheriff's Office, Patrol Division.**

I read that on Tuesday December 21, 2022 at about 0930 hours that Deputy Ricky Rodriguez was dispatched to 22134 FM 762, Damon, Fort Bend County in reference to a Check Welfare involving a subject known to me as **Edwin Kraft.**

I read that Texana was on location and requesting the Sheriff's Office assistance, due to Edwin Kraft having homicidal thought.

Note: Edwin Kraft has history of possession of firearms, threatening to shoot law enforcement and harassing behavior.

Deputy Rodriguez states that he was attempting to set a perimeter at the front of the residence, where Edwin Kraft was last seen located and observed a maroon pickup truck pull up and stop in front of the residence connected to the Kraft Country Store.

Note: This residence is believed to be the same residence Edwin Kraft was last seen located in.

Deputy Rodriguez states that he observed **case suspect, Justin Pulliam**, to exit the vehicle with multiple cameras. Deputy Rodriguez states in his report that Justin Pulliam was observed to move closer to the scene location he was attempting to secure, and he ordered Justin Pulliam to stay back.

Deputy Rodriguez states that he observed Sergeant Taylor Rollins, with the Fort Bend County Sheriff's Office, Patrol Division, arrive on scene shortly afterwards.

I read that Deputy Rodriguez heard Sergeant Rollins to request Justin Pulliam to leave the location for safety reasons. I read that Deputy Rodriguez heard Justin Pulliam to argue with Sergeant Rollins, at which point Deputy Rodriguez observed Sergeant Rollins to place Justin Pulliam into custody.

I read that Justin Pulliam was arrested for Interference with Public Duties (MB).

I read that Deputy Rodriguez placed Justin Pulliam's handheld camera, two (2) SD cards, and a Campro body camera into the Fort Bend County Sheriff's Office Evidence.

For complete details refer to original report completed by Deputy Rodriguez.

I read the supplemental report completed by Sergeant Rollins, and read that he was dispatched to the above location in reference to Edwin Kraft. I read that Sergeant Rollins was advised that Edwin Kraft's mother had called in reference to him locking her out of the residence. Furthermore, I read that Sergeant Rollins was advised that Edwin Kraft was homicidal, suicidal, and psychotic.

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001350

FORT BEND COUNTY SHERIFF**Narrative**

I read that Sergeant Rollins was aware of history with Edwin Kraft being armed with weapons such as firearms and machetes. Sergeant Rollins was also aware that Edwin Kraft had an active arrest warrant for Stalking as well.

Note: Refer to FBCSO Case #21-47345 for details of the Stalking case.

I read that Sergeant Rollins decided to treat the situation as a barricaded subject, meaning that a perimeter would be set up and that Deputies would attempt to contact Edwin Kraft via other means such as through telephone or public address.

Sergeant Rollins notes that upon his arrival he observed a Deputy Rodriguez set up at the front of the residence, and a second Deputy set up at the back of the residence. Sergeant Rollins further states in his report, that he observed a subject later identified as Justin Pulliam to be standing in direct line of fire of the residence wearing a body worn camera and carrying a camera. Sergeant Rollins also observed three (3) females standing in front of the residence in the line of fire as well.

Sergeant Rollins advised that he ordered the females, as well as Justin Pulliam, across the street (which I know to be a good distance away and offset from the line of fire of the residence) for safety.

Sergeant Rollins states in his report that one of the females identified herself as Edwin Kraft's mother, and the other two (2) females identified themselves as employees of Texana (a mental health institution). Sergeant Rollins states that he intended to use them to assist in having Edwin Kraft safely exit the residence, and repositioned them to hard cover behind a Tahoe (which I know to provide cover as the engine block, and interior police cages, seats, and rear metal storage box equipped in all FBCSO Tahoe's would provide adequate cover).

During this time, Sergeant Rollins states that he requested Justin Pulliam to move across the street, at which point Justin Pulliam stated "why so you can kill him?". Sergeant Rollins states that he then ordered Justin Pulliam across the street again.

Sergeant Rollins stated in his report that he observed Justin Pulliam to begin to move across the street, however after a few steps Justin Pulliam turned around and stated "you didn't say it was for my safety", and Sergeant Rollins states that at this point he advised it was for Justin Pulliam's safety.

Sergeant Rollins states in his report that he again ordered Justin Pulliam across the street to safety, and stated to Justin Pulliam that he had five (5) seconds to comply.

Sergeant Rollins states that Justin Pulliam refused to comply and that he placed Justin Pulliam into custody for interference with public duties.

Sergeant Rollins later elaborated that Edwin Kraft was later safely detained, while in possession of a rifle which he pointed at Deputies.

For complete details refer to Sergeant Rollins Supplement Report.

Search Warrant Affidavit

Saturday January 08, 2022 at 1423 hours

Based on the reports, and the statements made by Deputy Rodriguez and Sergeant Rollins, I believe probable cause existed for an affidavit for a search warrant to be completed in reference to the SD Cards and Body Worn Camera.

The affidavits were forwarded to ADA Laurel Ellisor on January 08, 2022 at about 1423 hours.

Search Warrant Affidavit

Friday January 14, 2022 at 1030 hours

On this date, and time, I met with ADA Ellisor, and the Honorable Judge Becerra of the 434th District Court of Fort

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001351

FORT BEND COUNTY SHERIFF**Narrative**

Bend County.

The search warrants were presented to Judge Becerra, and he signed them on this date, and time. I observed the warrants to be numbered as follows:

- Campro Body Camera Warrant #1SW011422JCB
- SD Camera Cards Warrant #2SW011422JCB

Note: refer to attached Search Warrant Affidavits

Execution of Search Warrants**Friday January 14, 2022 at about 1100 hours**

The warrants were executed on the same date, via a preview. At the time of the preview I observed one SD cards to possibly not contain evidence. However, the Campro Body Camera was not able to be previewed, due to not having an adapter. Furthermore, the second SD card was not able to be previewed due to also not having an acceptable adapter to connect it to a computer.

At this time, the SD Cards and Campro Body Camera will be sent to the Greater Houston RCFL for forensic download.

Refer to attached evidentiary request for service.

SD Card Video**Friday March 18, 2022 at 1320 hours**

On this date, and time, I received from CSU Investigator Jack Clark a USB Memory card, which he advised was a working copy, of the video he was able to retrieve from the SD Cards of the incident.

I reviewed the video, and observed that it the total length of the video is 6:06:56 long.

At 00:00:00 the starts with the filmmaker walking up to the Kraft Country Store. In the back ground of the video is a white residence, which is known to me be the residence of Edwin and Frances Kraft.

At 00:00:05 the filmmaker is confronted by a Frances Kraft, who asks who he is. In the back ground I can heard Deputy Rodriguez to state "you need to stay back" but it is unknown who he is talking too.

At 00:00:10 the filmmaker identifies himself as a journalist, indicating that the filmmaker is Justin Pulliam. Furthermore, he states that he films the police and is familiar with Edwin Kraft's case.

At 00:00:40 Deputy Rodriguez is observed to walk across the camera field of vision and it is noted that he advised Justin Pulliam to stay back "over there".

Note: during this time I can clearly see the residence that Edwin Kraft is known to reside in. Furthermore, it should be noted that Edwin Kraft's white Ford F150 is in front of the residence.

Between 00:00:41 and 00:04:14 nothing of significance is noted in the video.

At 00:04:15 Sergeant Rollins can be heard to ask "I need you *guys* to go across the street" indicating more than one person.

At 00:04:20 Justin Pulliam is heard to ask "Across the street" and Sergeant Rollins confirms "yes across the street" Justin Pulliam is heard to state "why so you can shoot him". At no point during this time is Justin Pulliam observed to make movements to comply.

At 00:04:26 Sergeant Rollins is heard to reply to Justin Pulliam's statement with "what's wrong with you man". Justin Pulliam asks Sergeant Rollins "what's wrong with you" and at this point Sergeant Rollins asks Justin Pulliam to go across the street again.

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001352

FORT BEND COUNTY SHERIFF

Narrative

At 00:04:30 Justin Pulliam is observed to begin going across the street by moving towards his vehicle.

At 00:04:31-32 Two (2) presumed Texana screeners are observed to walk up to Sergeant Rollins and identify themselves as such.

At 00:04:34 Justin Pulliam is observed to turn and continue walking backwards.

At 00:04:38-45 Justin Pulliam advises if it's not for safety then he does not have to leave. At which point, Sergeant Rollins (who at this point is talking with Texana) stated that it was for his safety.

At 00:04:50 one of the Texana representatives states that Justin Pulliam could not film her client (indicating Edwin Kraft).

At 00:04:56 Sergeant Rollins again asks Justin Pulliam across the street. Justin Pulliam is heard to refuse at which point Sergeant Rollins begins counting down from five (5).

At 00:04:58 Sergeant Rollins approaches Justin Pulliam and places him into custody.

Nothing else was noted for the rest of the video.

A copy of the video will be saved as evidence, and placed into the Evidence room at the Fort Bend County Sheriff's Office.

Campro Body Camera

As to the status of the Campro Body Camera, I was advised by Investigator Clark that the camera was password protected. To protect the data on the camera he advised that it would be sent to the FBI labs for evaluation.

Interview with April Lefler

Wednesday March 23, 2022 at 1613 hours

On this date, and time, I contacted April Lefler with Texana Crisis Center.

She advised that she was at the location on the date of the offense to assist in screen Edwin Kraft. While doing so she observed a subject to be filming (Justin Pulliam) five feet away from her.

April Lefler advised that she heard a "Sergeant" (referring to Sergeant Rollins) to tell Justin Pulliam, as well as her and her coworker Lori Rosas to go across the street for safety purposes.

I asked April Lefler where exactly they were positioned and she advised that they were positioned in front a white trailer home connected to the Kraft Country Store.

April Lefler advised that after she identified herself and Lori Rosas as Texana screener's she and Lori Rosas were moved off to the side out of view of the trailer home.

Note: This residence is believed to Edwin Kraft's residence.

April Lefler states she heard Justin Pulliam to become argumentative and combative Sergeant Rollins, before he was arrested.

For complete details refer to audio recording, which was uploaded onto the e-file system.

Attempt to contact Lori Rosas

Wednesday March 23, 2022 at 1712 hours

On this date, and time, I attempted to contact Lori Rosas.

I received no answer and left voicemail.

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
Page 5 of 6	

FBC001353

FORT BEND COUNTY SHERIFF

Narrative

Interview with Lori Rosas

Friday March 25, 2022 at 1414 hours

On this date, and time, I contacted Lori Rosas, and interviewed her via telephone.

Lori Rosas identified herself as a Texana Screener, and stated that she was at the location of 22134 FM 762, Damon, on the date of the offense.

She advises that she was called to the residence to screen Edwin Kraft with April Leifer, and upon their arrival they observed an unknown subject (Justin Pulliam) to be filming.

Lori Rosas states that she, along with April Leifer, and the subject filming were requested to move across the street by an unknown (to her) Deputy with the Fort Bend County Sheriff's Office. Lori Rosas states that she and April Leifer identified themselves to the Deputy, and were moved to an area out of the way.

Lori Rosas states that she feels that they were moved for safety reason.

However, prior to this she heard the Deputy to ask Justin Pulliam at least three separate times to move across the street, and heard that the Deputy even gave Justin Pulliam to the count of three to move.

For complete details refer to audio recording, which was uploaded onto the e-file system.

Case Disposition

At this time, the case will forwarded, with this updated information, to the Fort Bend County District Attorney's Office for charging of Justin Pulliam for the offense of Interference with Public Duties (MB).

A supplement will follow as I am still awaiting the data from the Body Camera.

Attachments

Copy of Search Warrants
Copy of SD Card Video

End Supplement

Detective Travis James #3009
Sergeant A. Hickey

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001354

FORT BEND COUNTY SHERIFF

1416 WILLIAMS WAY BLVD

21-50633

Reported Date
04/14/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
JAMES, TRAVIS A

Supplement No
0007

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0007	Reported Date 04/14/2022	Reported Time 09:52	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
				To Date 12/21/2021	To Time 11:39
Primary Unit 5D29					
Member# TAJ001/JAMES, TRAVIS A					
Assignment CID INVESTIGATOR - Crimes Against Persons				Entered By TAJ001	
Assignment CID INVESTIGATOR - Crimes Against Persons				RMS Transfer Successful	Prop Trans Stat Successful
				Property? None	
Approving Officer APH002		Approval Date 04/18/2022		Approval Time 14:43:44	

Modus Operandi

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

Detective Travis James #3009
 FBCSO Case # 21-50633/Interference with Public Duties
 22134 FM 762, Damon, Fort Bend County
 Supplement #06
 Wednesday April 13, 2022

On this date, I Detective Travis James #3009, employed by the Fort Bend County Sheriff's Office, Criminal Investigation Division, presented this case to the Fort Bend County District Attorney's Office.

I generated this supplement for attachment of the FBCDA Case Presentation Receipt, via E-File.

End of Supplement

Detective Travis James #3009
 Sergeant A. Hickey

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001355

FORT BEND COUNTY SHERIFF

1410 WILLIAMS WAY BLVD

21-50633

Reported Date

06/09/2022

Rpt/Incident Typ

INTDUTIES

Member#

FLORY, LINDA LYNETTE

Supplement No

0008

Phone

281-342-6116

Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633		Supplement No 0008		Reported Date 06/09/2022		Reported Time 16:47		CAD Call No 213550380	
Status Arrest		Rpt/Incident Typ Interfer with Duties of Peace Officer									
Location 22134 FM 762										City DAMON	
ZIP Code 77430		Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021		From Time 09:24	To Date 12/21/2021		To Time 11:39	Primary Unit 22P14
Member# LLF003/FLORY, LINDA LYNETTE											
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						Entered By LLF003					
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						RMS Transfer Successful			Prop Trans Stat Successful		
Approving Officer DXE004			Approval Date 11/22/2022			Approval Time 18:46:27					

Modus Operandi

Crime Code(s)

OFFENSES AGAINST PUBLIC ADMIN - OTHER**Narrative**

Supplement Generated for Attachment Purposes

Court Docket

LNordt

Records

Report Officer LLF003/FLORY, LINDA LYNETTE	Printed At 06/08/2023 12:00
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FBC001356

FORT BEND COUNTY SHERIFF

1410 WILLIAMS WAY BLVD

21-50633

Reported Date
06/14/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
JAMES, TRAVIS A

Supplement No
0009

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0009	Reported Date 06/14/2022	Reported Time 15:05	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
				To Date 12/21/2021	To Time 11:39
Primary Unit 5D29					
Member# TAJ001/JAMES, TRAVIS A					
Assignment CID INVESTIGATOR - Crimes Against Persons				Entered By TAJ001	
Assignment CID INVESTIGATOR - Crimes Against Persons				RMS Transfer Successful	Prop Trans Stat Successful
				Property? None	
Approving Officer APH002		Approval Date 06/30/2022		Approval Time 21:55:37	

Summary Narrative

Detective Travis James #3009
 FBCSO Case # 21-50633/Interference with Public Duties
 22134 FM 762, Damon, Fort Bend County
 Supplement #09
 Friday June 03, 2022

Modus Operandi

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

Detective Travis James #3009
 FBCSO Case # 21-50633/Interference with Public Duties
 22134 FM 762, Damon, Fort Bend County
 Supplement #09
 Friday June 03, 2022

On this date, I Detective Travis James #3009, employed by the Fort Bend County Sheriff's Office, Criminal Investigation Division, received L3 video from Deputy David Craven.

I later supplemented this case, and submitted the L3 video to the Fort Bend County District Attorney's Office. I

End of Supplement

Detective Travis James #3009
 Sergeant A. Hickey

Report Officer TAJ001/JAMES, TRAVIS A	Printed At 06/08/2023 12:00
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FBC001357

FORT BEND COUNTY SHERIFF

1410 WILLIAMS WAY BLVD

21-50633

Reported Date
06/30/2022
 Rpt/Incident Typ
INTDUTIES
 Member#
FINK, MARY E

Supplement No
0010

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF		Report No 21-50633		Supplement No 0010		Reported Date 06/30/2022		Reported Time 15:38		CAD Call No 213550380	
Status Arrest		Rpt/Incident Typ Interfer with Duties of Peace Officer									
Location 22134 FM 762										City DAMON	
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24	To Date 12/21/2021	To Time 11:39	Primary Unit 22P14			
Member# MEF003/FINK, MARY E											
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						Entered By MEF003					
Assignment ID/RECORDS/ALARM DETAIL CLERK DAY SHIFT						RMS Transfer Successful		Prop Trans Stat Successful		Property? None	
Approving Officer DXE004		Approval Date 11/22/2022			Approval Time 18:46:38						

Summary Narrative

Supplement generated for attachment purposes.

-DA's additional info request

M. Fink
 Records

Modus Operandi

Crime Code(s) OFFENSES AGAINST PUBLIC ADMIN - OTHER

Report Officer MEF003/FINK, MARY E	Printed At 06/08/2023 12:00
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FBC001358

FORT BEND COUNTY SHERIFF**21-50633**

Reported Date
03/15/2023
 Rpt/Incident Typ
INTDUTIES
 Member#
CLARK, JACK D JR

Supplement No
0011

Phone
281-342-6116
 Fax

1419 WILLIAMS WAY BLVD

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0011	Reported Date 03/15/2023	Reported Time 14:31	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
			To Date 12/21/2021	To Time 11:39	Primary Unit 22P14
Member# JDC003/CLARK, JACK D JR			Assignment ID INVESTIGATOR		Entered By JDC003
Assignment ID INVESTIGATOR		RMS Transfer Successful	Prop Trans Stat Successful		Approval Date 03/23/2023
Approval Time 08:58:34					

Summary Narrative

Supplement
 Case #21-50633
 Inv. J. Clark
 01/18/2022

Modus Operandi

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

Supplement
 Case #21-50633
 Inv. J. Clark
 01/18/2022

On Tuesday January 18, 2022, at about 1150 hours, I, Inv. J. Clark, transported the following items to the Greater Houston RCFL for processing:

- 1) Lexar SD Card (Tag 210004180 Item 5)
- 2) Wise Memory card (Tag 210004180 Item 4)
- 3) Campro body camera (Tag 210004180 Item 3)

The items were released to RCFL personnel.

Chain of Custody was uploaded into E-File and original forwarded to evidence.

End Supplement
 Supervisor
 Sgt. R. Ayoub

Report Officer JDC003/CLARK, JACK D JR	Printed At 06/08/2023 12:00
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FBC001359

FORT BEND COUNTY SHERIFF**21-50633**

Reported Date
03/15/2023
 Rpt/Incident Typ
INTDUTIES
 Member#
CLARK, JACK D JR

Supplement No
0012

Phone
281-342-6116
 Fax

1419 WILLIAMS WAY BLVD

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0012	Reported Date 03/15/2023	Reported Time 14:36	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
			To Date 12/21/2021	To Time 11:39	Primary Unit 22P14
Member# JDC003/CLARK, JACK D JR			Assignment ID INVESTIGATOR		Entered By JDC003
Assignment ID INVESTIGATOR		RMS Transfer Successful	Prop Trans Stat Successful		Approval Date 03/23/2023
Approval Time 08:59:57					

Summary Narrative

Supplement
 Case #21-50633
 Inv. J. Clark
 03/15/2023

Property

Prop # 1	Involvement Evidence	Invi Date 03/15/2023	In Custody? Yes	Security No	Tag No 230000945	Item No 1
Description USB with results of all evidence from RCFL						Typ Article
Cat OTHER/MISCELLANEOUS		Article OTHER/MISCELLANEOUS		IBRS Type Other	Entered Date 03/15/2023	Entered Time 14:41
						RMS Transfer Successful
Control JDC003 0315231442						
Prop # 2	Involvement Evidence	Invi Date 03/15/2023	In Custody? Yes	Security No	Tag No 230000945	Item No 2
Description Archive tape of results and files from RCFL						Typ Article
Cat OTHER/MISCELLANEOUS		Article OTHER/MISCELLANEOUS		IBRS Type Other	Entered Date 03/15/2023	Entered Time 14:41
						RMS Transfer Successful
Control JDC003 0315231442						

Modus Operandi

Crime Code(s)
OFFENSES AGAINST PUBLIC ADMIN - OTHER

Narrative

Supplement
 Case #21-50633
 Inv. J. Clark
 03/15/2023

On Wednesday March 15, 2023, at about 1320 hours, I, Inv. J. Clark, transported the following items from the

Report Officer JDC003/CLARK, JACK D JR	Printed At 06/08/2023 12:00
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FBC001360

FORT BEND COUNTY SHERIFF

Narrative

Greater Houston RCFL to the Fort Bend County Sheriff's Office:

- 1) Lexar SD Card (Tag 210004180 Item 5)
- 2) Wise Memory card (Tag 210004180 Item 4)
- 3) Campro body camera (Tag 210004180 Item 3)

New property from RCFL:

- 1) USB with results from all submitted evidence.
- 2) Archive tape of results and files of submitted evidence.

A copy of the Report of Examination from GHRCFL was also transported.

The items were released to the Evidence Custodian.

Chain of Custody was uploaded into E-File and original forwarded to evidence. The Report of Examination was uploaded into E-File and the original forwarded to evidence.

End Supplement
Supervisor
Sgt. R. Ayoub

FORT BEND COUNTY SHERIFF

1410 WILLIAMS WAY BLVD

21-50633

Reported Date
03/17/2023
 Rpt/Incident Typ
INTDUTIES
 Member#
ENRIQUEZ, DAISY

Supplement No
0013

Phone
281-342-6116
 Fax

Administrative Information

Agency FORT BEND COUNTY SHERIFF	Report No 21-50633	Supplement No 0013	Reported Date 03/17/2023	Reported Time 10:47	CAD Call No 213550380
Status Arrest	Rpt/Incident Typ Interfer with Duties of Peace Officer				
Location 22134 FM 762					City DAMON
ZIP Code 77430	Rep Dist 723R	Area 9	Beat 9	From Date 12/21/2021	From Time 09:24
			To Date 12/21/2021	To Time 11:39	Primary Unit 22P14
Member# DXE003/ENRIQUEZ, DAISY			Assignment ID INVESTIGATOR		Entered By DXE003
Assignment ID INVESTIGATOR		RMS Transfer Successful	Prop Trans Stat Successful	Property? None	Approving Officer RNA001
Approval Date 03/23/2023		Approval Time 09:01:52			

Summary Narrative**Property Released to Detective Supplement****Modus Operandi**

Physical Evidence Documents	Crime Code(s) OFFENSES AGAINST PUBLIC ADMIN - OTHER
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Narrative**Property Released to Detective Supplement****Case Number 21-50633****Deputy Daisy Enriquez #4140**

On 3/17/2023 at approximately 10:45AM, I, Deputy Daisy Enriquez, released the following property to Investigator Kreusel.

230000945 1 Article: OTHER/MISCELLANEOUS MISC USB with results of all evidence from RCFL

Investigator Kreusel signed the property receipt form. I uploaded the signed evidence/property release form into the e-files.

-End of Supplement-**Deputy Daisy Enriquez #4140****Supervisor Sgt. R Ayoub**

Report Officer DXE003/ENRIQUEZ, DAISY	Printed At 06/08/2023 12:00
Page 1 of 1	

FBC001362

**PLAINTIFF’S REPLY IN SUPPORT OF MOTION FOR
SUMMARY JUDGMENT**

Pulliam v. County of Fort Bend, Texas, et al.

Case No. 4:22-cv-4210

EXHIBIT D

THE STATE OF TEXAS

Laurel Ellisor

38.15(b)
73991084

VS

JUSTIN REID PULLIAM

22-DCR-099536
INDI 1
Indictment
6612202

D.O.B.: [REDACTED]	CONTROL NO: 22-000112
CHARGE: INTERFER W/PUBLIC DUTIES/ MB	ARREST DATE: 12/21/2021
CASE NO: 22-DCR-099534	OFFENSE DATE: December 21, 2021
COUNTY COURT AT LAW NO: 434th	AGENCY/AGENCY #: FORT BEND COUNTY SHERIFF'S OFFICE/ 210050633
BAIL AMOUNT: \$ 500.00	PRIOR CASE #:
RELATED CASES:	CO-DEF:

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

The duly organized Grand Jury of Fort Bend County, Texas, presents in the County Court of Fort Bend County, Texas, that in Fort Bend County, Texas, JUSTIN REID PULLIAM, hereafter styled the Defendant, heretofore on or about December 21, 2021, did then and there, while Sergeant Taylor Rollins, a peace officer, was performing a duty or exercising authority imposed or granted by law, to-wit: securing a scene and/or setting up a perimeter, with criminal negligence, interrupt, disrupt, impede, or interfere with the said Sergeant Taylor Rollins by failing to move across the street and/or by failing to follow Sergeant Taylor Rollins instructions to move.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

FILED

2022 MAY 16 PM 5:54

*Randy McQueen*CLERK DISTRICT COURT
FORT BEND CO., TX*Anthony Sauer*
FOREMAN OF THE GRAND JURY

INDICTMENT (ORIGINAL/DA)